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COMPANIES FORM No. 395

Particulars of a mortgage or charge

395

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge.

CHFP025

Please do not write in this margin

Please complete legibly, preferably in black type, or bold block lettering

*insert full name of Company

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies
(Address overleaf - Note 6)

For official use

Company number

119

1152419

Name of company

* ALFRED MCALPINE HOMES HOLDINGS LIMITED

Date of creation of the charge

29 SEPTEMBER 2000

Description of the instrument (if any) creating or evidencing the charge (note 2)

LEGAL CHARGE

Amount secured by the mortgage or charge

AS SET OUT IN SCHEDULE 1 HERETO

Names and addresses of the mortgagees or persons entitled to the charge

CROSBY HOMES (NORTH WEST) LIMITED (COMPANY NUMBER 617882)
1 BERKLEY HOUSE, 19 PORTSMOUTH ROAD, COBHAM, SURREY.

Postcode KT11 1JG

Presenter's name address and reference (if any):

Eversheds Solicitors
London Scottish House
24 Mount Street
Manchester
M2 3DB

P:MIBC/CLH 67860

Time critical reference

For official Use
Mortgage Section

Post room



AS SET OUT IN SCHEDULE 2 HERETO

Please do not write in this margin
Please complete legibly, preferably in black type, or bold block lettering

Particulars as to commission allowance or discount (note 3)

N/A

Signed Eversheds

Date 9 October 2000

On behalf of [~~company~~] [mortgagee/chargee] †

A fee of £10 is payable to Companies House in respect of each register entry for a mortgage or charge. (See Note 5)

† delete as appropriate

Notes

- 1 The original instrument (if any) creating or evidencing the charge, together with these prescribed particulars correctly completed must be delivered to the Registrar of Companies within 21 days after the date of creation of the charge (section 395). If the property is situated and the charge was created outside the United Kingdom delivery to the Registrar must be effected within 21 days after the date on which the instrument could in due course of post, and if dispatched with due diligence, have been received in the United Kingdom (section 398). A copy of the instrument creating the charge will be accepted where the property charged is situated and the charge was created outside the United Kingdom (section 398) and in such cases the copy must be verified to be a correct copy either by the company or by the person who has delivered or sent the copy to the registrar. The verification must be signed by or on behalf of the person giving the verification and where this is given by a body corporate it must be signed by an officer of that body. A verified copy will also be accepted where section 398(4) applies (property situate in Scotland or Northern Ireland) and Form No. 398 is submitted.
- 2 A description of the instrument, eg "Trust Deed", "Debenture", "Mortgage" or "Legal charge", etc, as the case may be, should be given.
- 3 In this section there should be inserted the amount or rate per cent. of the commission, allowance or discount (if any) paid or made either directly or indirectly by the company to any person in consideration of his;
 - (a) subscribing or agreeing to subscribe, whether absolutely or conditionally, or
 - (b) procuring or agreeing to procure subscriptions, whether absolute or conditional,for any of the debentures included in this return. The rate of interest payable under the terms of the debentures should not be entered.
- 4 If any of the spaces in this form provide insufficient space the particulars must be entered on the prescribed continuation sheet.
- 5 Cheques and Postal Orders are to be made payable to **Companies House**.
- 6 The address of the Registrar of Companies is:-

Companies House, Crown Way, Cardiff CF14 3UZ

SCHEDULE 1

ALFRED MCALPINE HOMES HOLDINGS LIMITED

COMPANY NUMBER: 1152419

Amount secured by the mortgage or the charge

1. All costs, charges, expenses and liabilities paid and incurred by the Lender (whether directly or indirectly) in relation to the security constituted by and the obligations owed under and associated with the Charge (including all commission, legal and other professional costs and fees and disbursements and VAT on them) together with interest from the date when the Lender becomes liable for them until payment by the Borrower at the interest rate.
2. The Borrower's liability will include not only those costs, charges, expenses and liabilities that would otherwise be allowable on the taking of an account between a mortgagor and a mortgagee but also (and in so far as they are not so allowable) those incurred in relation to or arising out of:
 - 2.1 the contemplation and institution of all proceedings and other action in connection with the enforcement, preservation and protection of the security constituted by the Charge;
 - 2.2 the contemplation and institution of all proceedings and other action (whether against the Borrower or otherwise) for the payment or discharge of the money and liabilities secured by or associated with the Charge;
 - 2.3 the exercise or contemplated exercise of any power, right or discretion conferred by the Charge or by law on the Lender;
 - 2.4 any default by the Borrower or any surety in compliance with the obligations imposed by the terms of the Charge or associated with it;
 - 2.5 any impeachment or attempted impeachment of the title of the Lender (whether by the Borrower or by a third party) or of the title of the Borrower; and
 - 2.6 the contemplation or doing of any other matter or thing which the Lender considers to be for the benefit or improvement of the Charge.

("the Secured Obligations")

Definitions

- | | |
|----------------|--|
| "the Borrower" | Alfred McAlpine Homes Holdings Limited |
| "the Charge" | the Legal Charge dated the 29 September 2000 between the Lender(1) and the Borrower(2) to which this registration relates. |
| "the Lender" | Crosby Homes (North West) Limited |

SCHEDULE 2

ALFRED MCALPINE HOMES HOLDINGS LIMITED

COMPANY NUMBER: 1152419

Short particulars of all the property mortgaged or charged

Pursuant to the Charge, the Borrower with full title guarantee charges in favour of the Lender as security for the Secured Obligations (as defined in Schedule 1) by way of first legal charge, all the estate and interest of the Borrower in the Property (as defined below) together with all buildings and fixtures.

Definitions

“the Property” Phillip Godley Lodge, 842 Wilmslow Road, Didsbury, Manchester. Title number GM 811537.

FILE COPY



**CERTIFICATE OF THE REGISTRATION
OF A MORTGAGE OR CHARGE**

Pursuant to section 401(2) of the Companies Act 1985

COMPANY No. 01152419

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A LEGAL CHARGE DATED THE 29th SEPTEMBER 2000 AND CREATED BY ALFRED MCALPINE HOMES HOLDINGS LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO CROSBY HOMES (NORTH WEST) LIMITED UNDER AND ASSOCIATED WITH THE CHARGE TOGETHER WITH INTEREST WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 10th OCTOBER 2000.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 12th OCTOBER 2000.

LR.
DX



THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES



C O M P A N I E S H O U S E