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COMPANIES FORM No. 395

395

## Particulars of a mortgage or charge

Pursuant to section 395 of the Companies Act 1985

To the Registrar of Companies

For official use

Company number

98		
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2588480

Name of company

THE DEVONSHIRE PUB COMPANY LIMITED ("THE COMPANY")

Date of creation of the charge

9 JANUARY 1997

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

LEGAL CHARGE DATED 9 JANUARY 1997 MADE BETWEEN THE COMPANY (1) AND THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND (2) ("THE BANK") ("THE LEGAL CHARGE")

Amount secured by the mortgage or charge

SEE ATTACHED SCHEDULE

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

THE GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND, ST ANDREW'S CHAMBERS, 21/22 PARK ROW, LEEDS LS1 5JF

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

Walker Morris  
Kings Court  
12 King Street  
LEEDS  
(Ref: KXP)

For official use  
Mortgage Section

Post room



Time critical reference

Short particulars of all the property mortgaged or charged

SEE ATTACHED SCHEDULE

Particulars as to commission allowance or discount

NIL

Signed Walter Morris Date 23 January 1997

On behalf of mortgagee

**Schedule to Form 395**  
**The Governor and Company of the Bank of Scotland and Devonshire**  
**Pub Company Limited**  
**The Crown Inn Bacup Road Rawtenstall Rosendale Lancashire**

**Amount secured by the mortgage or charge**

All sums of money owed and all liabilities or obligations to be carried out to the Bank at any time and from time to time by the Company whether they arise before or after the Bank has demanded that they are repaid or carried out or they are owed or to be carried out immediately or only after a stated event has occurred or the Company owes or is to carry them out on his own or jointly with any other persons or the Company owes or is to carry them out on its own account or as guarantor for other persons together with any sum of money payable to the Bank by way of interest thereon and Expenses relating thereto.

For the purposes of this schedule "Expenses" means the total of the following:-

- 1 Any commission or other charges which the Bank may from time to time charge to the Company in the ordinary course of the Bank's business in respect of the liabilities referred to above or any service provided by the Bank to the Company or any costs charges premiums fees and expenses incurred from time to time by the Bank or a receiver and which are either repayable by the Company under the Legal Charge or are incurred in the exercise by the Bank or a receiver of their powers under the Legal Charge or any costs charges and expenses incurred by the Bank or a receiver in connection with the Bank or a receiver doing anything to protect the Legal Charge or to obtain possession of or sell or deal (in any other way allowed by the Legal Charge) with the property charged by the Legal Charge together with Value Added Tax upon such sums where appropriate.

**Short Particulars of all the property mortgaged or charged**

- 1 By way of legal mortgage the freehold property known as The Crown Inn Bacup Road Rawtenstall Rosendale Lancashire comprised in title number LA 526993 ("the Property")
- 2 By way of fixed charge all buildings and other structures on and items fixed to be the Property and any goodwill relating to the Property or the business or undertaking conducted at the Property and all plant machinery and other items affixed to and forming part of the Property on or at any time after the date of the Legal Charge.
- 3 By way of assignment all rents profits income fees and other sums at any time payable by any lessees undertenants tenants or licensees of the Property to the Company pursuant to the terms of any agreements for lease, leases, underleases, tenancies or licences to which all or any part of the property is subject but not any sums payable in respect of services provided to such lessees underlessees tenants or licensees or payable in respect of the insurance premiums or reasonable professional fees or expenses.

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## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY No. 02588480

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A LEGAL CHARGE DATED THE 9th JANUARY 1997 AND CREATED BY THE DEVONSHIRE PUB COMPANY LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO the GOVERNOR AND COMPANY OF THE BANK OF SCOTLAND ON ANY ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 27th JANUARY 1997.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 29th JANUARY 1997.

A handwritten signature in cursive script, reading 'R. N. Owens'.

RICHARD NEIL OWENS

for the Registrar of Companies

A large, stylized handwritten signature, likely 'David Jones', with a long horizontal flourish.

Post  
29-1-97



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

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