

# M

CHFP025

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\*insert full name  
of Company

**COMPANIES FORM No. 395****Particulars of a mortgage or charge**

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

Pursuant to section 395 of the Companies Act 1985

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

For official use

Company number

2111

4941077

Name of company

\* COTSWOLDGATE FARINGDON LIMITED ("THE COMPANY")

Date of creation of the charge

~~28 AUGUST 2003~~

12<sup>th</sup> December 2003

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

Legal Charge ("the Charge")

Amount secured by the mortgage or charge

*Debt as defined later in the particulars and*  
In this section the following words shall have the following meaning:

"Expense" or "Expenses" means the total of the following:

- (i) any commission and other charges which the Chargee may from time to time charge to the Company in the ordinary course of the Chargee's business in respect of the amount owed to the Chargee and secured by the Charge or any service provided by the Chargee to the Company;
- (ii) any costs, charges, premiums, fees and expenses incurred from time to time by the Chargee or a receiver appointed by the Chargee ("the Receiver") under the Charge and which are either repayable by the Company under the Charge or are incurred in the exercise by the Chargee or the Receiver of their powers under this Charge;

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

Aurelian Property Finance Limited ("the Chargee")  
Kenneth Pollard House  
5-19 Cambridge Road East

Postcode CF11 9AB

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

Halliwel Landau  
St James's Court,  
Brown Street,  
Manchester

SZM-395-Aure-LG-warmley

Time critical reference

For official Use  
Mortgage Section

NON  
PART

19/12/03

Post room



PMO  
COMPANIES HOUSE  
A30  
COMPANIES HOUSE

0022  
19/12/03  
06/01/04

A49  
COMPANIES HOUSE

0726  
19/12/03

In this section, the following words shall have the following meanings:-

**"the Property"**

**Country and District  
(or London Borough)**  
Oxfordshire

**Title No  
(if registered land)**  
ON58270

**Address or Description**  
Land at Lime Tree Cottage  
7 Coach Lane, Faringdon

**"Rental Sums"** means all rents, profits, income, fees and other sums at any time payable by any lessees, underlessees, 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 to in respect of services provided to such lessees, underlessees, tenants or licensees or payable in respect of insurance premiums or reasonable professional fees or expenses.

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Particulars as to commission allowance or discount (note 3)

None.

Signed

*[Handwritten signature: T Hallwell Carder]*

Date 18 December 2003

On behalf of ~~XXXXXX~~ [company] ~~XXXXXX~~ [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

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## Particulars of a mortgage or charge (continued)

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Continuation sheet No \_\_\_\_\_  
to Form No 395 and 410 (Scot)

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

Company Number

4941077

Name of Company

\* delete if  
inappropriate

Limited\*

Description of the instrument creating or evidencing the mortgage or charge (continued) (note 2)

- (iii) any costs, charges and expenses incurred by the Chargee or the Receiver in connection with the Chargee or the Receiver doing anything to protect the Chargee or to obtain possession of or sell or deal (in any other way allowed by the Charge) with the Property (as defined below);

Please complete  
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together with Value Added Tax upon such sums where appropriate

**"Debt"** means all sums of money owed and all liabilities or obligations to be carried out to the Chargee at any time and from time to time by the Company whether:-

- (i) they arise before or after the Chargee had demanded that they are repaid or carried out;
- (ii) they are owed or to be carried out immediately or only after a stated event has occurred;
- (iii) the Company owes or is to carry them out on his own or jointly with any other persons;
- (iv) the Company owes or is to carry them out on his own account or as guarantor for the other persons;

together with Interest upon them and Expenses relating to them;

**"Interest"** means any sum of money payable to the Chargee by way of interest upon the amount owed to the Chargee and secured by the Charge.

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Names, addresses and descriptions of the mortgagees or persons entitled to the charge (continued)

Please complete  
legibly, preferably  
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bold block lettering

1. By way of legal mortgage the Property;
2. By way of fixed charge all buildings and other structures on, and items fixed to, the Property;
3. By way of fixed charge any goodwill relating to the Property or the business or undertaking conducted at the Property;
4. By way of fixed charge all plant, machinery and other items affixed to and forming part of the Property on or at any time after the date of the Charge;
5. By way of assignment the Rental Sums together with the benefit of all rights and remedies of the Company relating to them to hold to the Chargee absolutely subject to redemption upon repayment of the amount secured under the Charge;
6. By way of fixed charge the proceeds of any claim made under any insurance policy relating to any of the property charged under the Charge; and
7. If the Company is a company (which shall include industrial and provident society registered under the Industrial and Provident Society Acts) by way of floating charge all unattached plant, machinery.

FILE COPY



## CERTIFICATE OF THE REGISTRATION OF A MORTGAGE OR CHARGE

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

COMPANY No. 04941077

THE REGISTRAR OF COMPANIES FOR ENGLAND AND WALES HEREBY CERTIFIES THAT A LEGAL CHARGE DATED THE 12th DECEMBER 2003 AND CREATED BY COTSWOLDGATE FARINGDON LIMITED FOR SECURING ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO AURELIAN PROPERTY FINANCE LIMITED ON ANY ACCOUNT WHATSOEVER WAS REGISTERED PURSUANT TO CHAPTER 1 PART XII OF THE COMPANIES ACT 1985 ON THE 19th DECEMBER 2003.

GIVEN AT COMPANIES HOUSE, CARDIFF THE 8th JANUARY 2004.



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES



*Companies House*

— for the record —