

Dated the 17th day of December 1918.

No. 5.

MRS. SOPHIA M. VANDERKISTE.

- to -

SIR. VINCENT NASH.

Copy/

ASSIGNMENT.

Registry of Deeds,

Dublin,

8th January 1919.

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806
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Philip. J. O'Sullivan & Son,

Solicitors,

88, O'Connell Street,

LIMERICK.

P. D. Stamp.

Registered in the Registry
of Deeds, Dublin, at 16
minutes after one o'clock
on the 8th day of January
1919 Book 2 No. 73.

Mark Leonard, A. R.

THIS INDENTURE MADE the 17th day of December 1918 BETWEEN SOPHIA M. VANDERKISTE of
widow of the one part and SIR VINCENT NASH of 85, ^{George} ~~O'Connell~~ Street,
in the City of Limerick, Deputy Lieutenant of the other part WHEREAS by six separate inden-
tures of Lease each bearing date the 8th day of August 1840 and made between Daniel Barrington
of the one part and Henry Watson of the other part six plots of ground in Pery Square, in the
City of Limerick which with the buildings thereon are now known as numbers one two three four
five and six, Pery Square were respectively demised to the said Henry Watson for the term of
nine hundred and ninety nine years from the twenty fifth day of March then last past at and
subject to the respective yearly rent covenants and conditions therein respectively reserved and
contained AND WHEREAS the said several Leases were granted to the said Henry Watson in trust
for the Society or Body at first intended to be called the Pery Square ~~Joint~~ ^{Joint} Society but
ultimately called the Pery Square ~~Joint~~ ^{Joint} Company and hereinafter called "the Company" being a
Society or Copartnership ~~formed~~ for the purpose of building and erecting six dwelling houses
upon the said several plots of ground AND WHEREAS the capital of the company consisted of ten
thousand six hundred and eighty pounds divided into eighty nine shares of one hundred twenty
pounds ~~from~~ each AND WHEREAS the rights of the several persons forming the company were declared
and regulated by a certain Charter Party or Articles of Agreement dated the 11th day of August
1840 and ~~involved~~ ^{enrolled} in Her Majesty's High Court of Chancery in Ireland on the fifth day of February
1841 and in the said Schedule expressed to be annexed to the said Charles Pary was contained a
full and correct account of the names of the several persons forming the Company and subscribing
to the Capital thereof (hereinafter called the Subscribers) and of the shares held by each
subscriber AND WHEREAS by Article four of the said Articles of Agreement it was declared that the
said plots of ground with the buildings thereon and the rents issues and profits thereof should
remain vested in the Subscribers ~~their~~ executors administrators and assigns to the intent that
each subscriber his or her executors administrators and assigns should be paid half yearly out
of the rents issues and profits of the said premises and his her or their dividends thereof such
sums or sum as the proportions or proportion of one 89th part thereof for and upon all and every
the shares or share subscribed by such subscriber should amount to and that such payment should
continue to be made during the natural life of such person as should be nominated in that behalf
by such subscriber and that after the death of such nominee the proportion or dividend payable
thereon should go and belong to and be equally divided between those, subscribers whose nominees
should be then living and the executors administrators and assigns of such subscribers according
to the respective number of shares ~~subscribed~~ ^{Subscribed} and fully paid up by them respectively and by
Article five it was declared that such half yearly division should continue until six only
~~remain~~ and no more of such nominees should be living and that then the said plots of ground
dwelling houses and premises with the rights members and appurtenances and the rents issues and
profits thereof should thenceforth go and belong to such one or more of the parties to the said
Articles of Agreement his her or their executors administrators or assigns as should be the
proprietor or proprietors owner or owners respectively of the shares for which the six surviving
nominees should have been nominated and that the said Henry Watson or his successors in whom the
said plots of ground houses and premises should be then vested ^{as} and trustees should immediately
upon receiving due notice of said survivorship or within a reasonable time thereafter convey
assign and make over the said several plots of ground houses and premises ^{on to} ~~into~~ such one or more
of the said parties to the said Articles of Agreement his her or their executors administrators
or assigns as should become entitled thereto in manner aforesaid for all the estate and term then
to come and ~~unexpired~~ therein and it was by said Articles further declared and provided that a

general meeting of the Company should be held on the first Monday in the month of January in every year and that at every such meeting the trustee or trustees for the time being should be continued in office or removed and replaced by a new trustee being a member of the Company as the majority of the Subscribers present should determine and that the said Henry Watson his executors administrators should at the expiration of seven years to be computed from the first day of January then next convey and assign the said Leases to such persons not being less than three as should be appointed at the general meeting of the Company next preceeding the expiration of the said term and so toties quoties from seven years to seven years until the trust should be determined by the reduction in the number of living nominees to six only AND WHEREAS the said Henry Watson continued to act as sole Trustee and the said several plots of ground and premises contained and vested in him as such Trustee until his death which happened on the ninth day of March one thousand eight hundred and sixty AND WHEREAS by an Order of the Right Honourable the Master of the Rolls in Ireland dated the twentieth day of May one thousand eight hundred and seventy six and made on the application of John Vanderkiste a shareholder in the Company the said John Vanderkiste shareholder in the Company the said John Vanderkiste and Robert Maunsell and John McKern were appointed Trustees of the said Articles in the place of the said Henry Watson and it was ordered that all the estate and interest of the said Henry Watson under the said Articles in the lands hereditaments and premises comprised in the said six Leases during the residue of the respective terms thereby demised should vest and the same were thereby vested in the said John Vanderkiste Robert Maunsell and John McKern upon the trusts of the said Articles or such of them as were subsisting or capable of taking effect AND WHEREAS new Trustees were after the date of the said Order from time to time appointed by the Company in general meeting but no assignment of the said plots of ground and premises to such Trustees was ever executed AND WHEREAS on the twenty second day of May one thousand nine hundred and fourteen the date of a certain Indenture hereinafter recited the Trustees were Arthur Blood Smith of number forty seven George Street in the City of Limerick, Solicitor, and Sophia M. Vanderkiste of Number thirteen Barrington Street in the City of Limerick AND WHEREAS the said Robert Maunsell survived the said John Vanderkiste and the said John McKern and died on the Twenty first day of February one thousand nine hundred and thirteen having made his will dated the nineteenth day of November one thousand eight hundred and ninety seven Probate whereof was on the third day of April one thousand nine hundred and thirteen granted to Henry Rhys Maunsell of Number forty Westland Row in the City of Dublin Solicitor, Henriett a Maunsell of Arthassel Silohester Road Kingstown in the County of Dublin Spinster and Emma Elizabeth Frederica Warren of Arthassel aforesaid widow forth of the Principal Probate Registry of the Kings Bench Division of the High Court of Justice in Ireland AND WHEREAS by the death of Joseph Barrington on the twenty fourth day of February one thousand nine hundred and thirteen the number of nominees was reduced to six AND WHEREAS the six shares held for lives of such nominees respectively were at the date of the said Indenture hereinafter recited of the twenty second day of May one thousand nine hundred and fourteen vested as to ^{three} ~~the~~ Shares in the said Sophia Vanderkiste as to one share in Sir Vincent Nash of 85, George's Street in the City of Limerick, and as one other share in ~~Ex~~ George Miller ~~Henry~~ Harvey of Mallin Head Mallin County of Donegal, Esquire and John Harvey of Greyswood Western Drive, Grassendale, Lancashire, Esquire and as to the remaining share in Cecil Charles James Perry of number three Fitzwilliam Street

Dublin, Colonel in His Majesty's registrar Army AND WHEREAS the said persons in whom the said shares were so vested as aforesaid required a division of the property and assignment of their respective portions thereof AND WHEREAS the said persons agreed inter alia that the said Sophia M. Vanderkiste should take as her share of the property ALL THOSE several plots of ground in Pery Square in the Parish of Saint Michael and County Borough of Limerick, with the buildings thereon known as numbers one and two and three Pery Square excepting and reserving the several matters and things in and by the said Indentures of Leases excepted and reserved AND WHEREAS the said Henry Ryhs Maunsell, Henrietta Maunsell and Emma Elizabeth Frederica Warren at the request of the said Arthur Blood-Smyth and Sophia M. Vanderkiste agreed to assign the said premises numbers one and two and three Pery Square to the said Sophia M. Vanderkiste in accordance with the said agreement and with the concurrence of the said Sir Vincent Nash the said George Miller Harvey, the said John Harvey and the said Cecil Charles James Pery AND WHEREAS by an Indenture dated the twenty second day of May one thousand nine hundred and fourteen and made between the said Henry Ryhs Maunsell the said Henrietta Maunsell and the said Emma Elizabeth Frederica Warren of the first part the said Arthur Blood-Smyth of the second part the said Sir Vincent Nash of the third part the said George Miller Harvey and the said John Harvey of the fourth part the said Cecil Charles James Pery of the fifth part and the said Sophia M. Vanderkiste of the sixth part. It was witnessed inter alia that in pursuance of the said agreement and for the consideration therein the said Henry Ryhs Maunsell Henrietta Maunsell and Emma Elizabeth Frederica Warren as personal representatives of the said Robert Maunsell at the request and by the direction of the said Arthur Blood-Smyth did assign and the said Arthur Blood-Smyth and the said Sophia M. Vanderkiste as trustees did assign release and confirm and the said Sir Vincent Nash the said George Miller Harvey and John Harvey and the said Cecil Charles James Pery did according to their several estates and interests respectively assign and confirm unto the said Sophia M. Vanderkiste ALL THOSE several plots of ground in Pery Square in the Parish of Saint Michael and County Borough of Limerick, with the buildings thereon known as one two and three Pery Square excepting and reserving the several matters and things in and by the six respective Indentures of Leases excepted and reserved TO HOLD the same into the said Sophia M. Vanderkiste absolutely for all the residue of the respective terms for which the same are held under the Indentures of Lease ~~of the eight and held under the Indentures of Lease~~ of the eight day of August one thousand eight hundred and forty subject as to each plot to the payment of the yearly adjusted rent of eighteen pounds seventeen shillings and six pence payable under the Indenture of Lease under which such plot is held and to the performance and observance of the covenants and conditions in such Indenture contained and on the part of the Lessee to be performed and observed AND WHEREAS the said Sophia M. Vanderkiste entered under said Indenture into the receipt of the rents and profits of the said plots and the buildings thereon AND WHEREAS the said Sophia M. Vanderkiste on the twenty fifth day of November one thousand nine hundred and eighteen contracted with the said Sir Vincent Nash for the sale to him of the said plot number three Pery Square in the Parish of Saint Michael and County Borough of Limerick with the buildings thereon for the unexpired residue of the term of nine hundred and ninety nine years from the twenty fifth day of March one thousand eight hundred and forty demised by a Lease dated the eight day of August one thousand eight hundred and forty made between the said Daniel Barrington and the said Henry Watson for the sum of three hundred and fifty pounds. NOW THIS INDENTURE WITNESSETH that in consideration of the sum of three hundred and fifty pounds on the execution of these presents paid

by the said Sir Vincent Nash to the said Sophia M. Vanderkiste (the receipt whereof the said Sophia M. Vanderkiste doth hereby acknowledge) she the said Sophia M. Vanderkiste ~~amk~~ as Beneficial Owner doth hereby grant and assign into the said Sir Vincent Nash his executors administrators and assigns ALL THAT AND THOSE the plot number three Pery Square in the Parish of Saint Michael and County Borought of Limerick, with the buildings thereon excepting and reserving the several matters and things by the Indenture of Lease of the eight day of August one thousand eight hundred and forty excepted and reserved TO HOLD unto the said Sir. Vincent Nash his executors administrators and assings for all the unexpired residue of the term of nine hundred and ninety nine years from the twenty fifth day of March one thousand eight hundred and forty demised by the said Indenture of Lease of the eight day of August one thousand eight hundred and forty at the adjusted yearly rent of eighteen pounds seventeen shillings and six pence payable subject to the performance and observance of the Covenants and conditions contained in the said Indenture of Lease of the eight day of August one thousand eight hundred ~~and~~ forty and subject to the Lease set forth in the Schedule hereto AND the said Sir Vincent Nash hereby covenants for himself his executors administrators and assigns that he the said Sir Vincent Nash will pay the said yearly adjusted rent and observe and perform all the covenants and conditions contained in the said Indenture of Lease of the eight day of August one thousand eight hundred and forty on the part of the Lessee to be observed and performed and keep the said Sophia M. Vanderkiste her Executors and administrators and her and their estate and effects indemnified against all actions proceedings costs damages claims and expenses in respect of or occasioned by the non payment of the said adjusted yearly rent or the failure to perform or observe the said covenants and conditions or any of them AND it is hereby certified that the transaction hereby effected does not form part of a larger transaction or of a series of transactions in respect of which the amount or value or the aggregate amount or value of the consideration or of the property conveyed or transferred exceeds five hundred pounds IN WITNESS whereof the parties aforesaid have hereunto subscribed their names and affixed their seals the day and year first above written.

SIGNED SEALED AND DELIVERED by the said
SOPHIA M. VANDERKISE in the presence of:-
E. G. Vanderkiste,
The Granges, Shawford, ^{near} Wichester, Married
woman.
Miriam Emily Dick Married.
The Grange, Shawford, Hants.

SOPHIA M. VANDERKISE. S E A L.

SIGNED SEALED AND DELIVERED, by the said
Sir. Vincent Nash in the presence of:-

S E A L.

S C H E D U L E .

Scheduel hereinbefore referred to.

Lease dated eight day of October one thousand nine hundred and two. Trustees of Pery Square Yontine Society to Frederick William Kennedy the house number three Pery Square from the first day of May one thousand nine hundred and two for ninety nine years at rent of Sixty one pounds three shillings payable half yearly one every first day of May and first day of November.