

STATUTORY DECLARATION

RE. AREA MARKED "3" ON ESTATE FORESHORE PLAN

I, Michael Sheary, Company Secretary, of Port Centre, Alexandra Road, Dublin 1, aged 18 years and upward DO SOLEMLY AND SINCERELY DECLARE as follows:-

1. I am the Secretary for the time being of Dublin Port Company (hereinafter "the Company") duly authorised by the Company to make this Declaration for and on its behalf from facts within my own knowledge (save where otherwise stated) and from an inspection of all the relevant records of the Company, the import of which documents have been explained to me by the Company's Solicitors, Beauchamps.
2. The Company traces its origins to its predecessor in title incorporated and established pursuant to an Act passed in the year 1786 in the reign of George III (26 Geo. III C.19) (hereinafter "the 1786 Act") and by virtue of the 1786 Act entitled the Corporation for the Preserving and Improving of the Port of Dublin (hereinafter "the Corporation"). Thereafter by virtue of the Dublin Port Act, 1867, the Corporation was reconstituted and its functions and statutory powers were altered and it thereafter came to be known as The Dublin Port and Docks Board (hereinafter "the Board"). Under and by virtue of the provisions of the Harbours Act, 1996, all the property and assets of the Board became vested in the Company.
3. This Declaration pertains to part of the estuary of Dublin Port, which is more particularly coloured blue, outlined in red and marked "3" (hereinafter called "the Property") on the plan annexed as Exhibit A hereto (hereinafter called "Plan 1") upon which prior to the swearing hereof I have signed my name.
4. It is intended that part or parts of the Property ("the Relevant Parts") shall be the subject matter of an application or applications, pursuant to Section 10 and/or Section 13 of the Foreshore Acts of 1933 to 2011, to be submitted on behalf of the Company to the Minister for the Environment Communities and Local Government. The location of the Relevant Parts are identified on the plan annexed as Exhibit B hereto (hereinafter called "Plan 2") upon which prior to the swearing hereof I have signed my name.
5. The Property was acquired by the Corporation as predecessor to the Company in the following circumstances. It appears from the muniments, files and records of the Company the property in the first instance was recognised as owned by the Vernon Estate. A statutory entitlement was vested in the Corporation under the 1786 Act and a 1792 Act No. 32 Geo. III. C. 35 (hereinafter "the Acts"). The Acts enabled the Corporation in certain circumstances to compulsorily acquire interests in real property where this was necessitated for the purposes of preserving and improving the Port of Dublin.
6. A process was provided for under the Acts and/or ancillary legislation (hereinafter "the Statutes") that should the Corporation fail to agree the terms of a compulsory acquisition with the owner of lands being acquired, then the amount of compensation to be paid to the owner had to be determined by means of an inquisition to be held in the manner set forth in the Statutes.

7. The records now held by the Company confirm that an inquisition (hereinafter "the Inquisition") was convened on or about 2nd December 1882, which was requisitioned by the Corporation pursuant to the Statutes, for the purposes, in particular, of determining the purchase price or compensation to be paid to the in respect of the lands being acquired by the Corporation. I beg to refer to a copy of the report of the Inquisition attached as Exhibit C hereto upon which I have signed my name prior to the swearing hereof.
8. The Inquisition determined that the Property was owned by the Vernon Estate and determined that a purchase price of £1,900 was payable to the Vernon Estate.
9. There was no Purchase Deed or Conveyance extant amongst the muniments of title or records of the Corporation or amongst the records of the Company whereby the legal estate of the Property came to vest in the Corporation.
10. Having reviewed the records in the possession of the Company relevant to this property it is hereby warranted and confirmed for the benefit of the Minister for the Environment, Community and Local Government as follows:-
 - (a) The Law Agent of the Corporation confirmed that he was satisfied with the title of the Vernon Estate to the lands being acquired pursuant to the aforesaid Inquisition (which included the entirety of the property the subject matter of this Application.)
 - (b) The entire compensation monies or purchase monies of £1,900 was paid and discharged by the Corporation into an authorised bank account for the benefit of and to the credit of the Vernon Estate and their entitlement.
 - (c) No formal conveyance was ever executed by or on behalf of the Vernon Estate.
 - (d) In the year 1883 the Board entered upon and took possession of the lands coloured blue and pink contained in the declaration of Henry Gilligan as Exhibit "J" therein and referred to at 10(e) below and attached as Exhibit C hereto, subject to the yearly tenancy of the said James Kavanagh in the Oyster Beds, had the exclusive occupation and possession thereof until the year 1904 when the yearly tenancies was surrendered up to the Board as and from the year 1904, the Board has been in exclusive beneficial occupation of the said lands and in sole receipt of the rents and profits thereof and no acknowledgement has been given by them in favour of any person in respect of same.
 - (e) The Declaration of Henry A Gilligan declared on the 16th day of April 1981 attached as Exhibit D hereto, fully sets out the manner in which the property was acquired.
11. From an exhaustive investigation of the records of the Company and its predecessors it appears that no conveyance or assurance was ever executed by or on behalf of the Vernon Estate of George Vernon vesting the legal estate in the Corporation and no Memorial of such an instrument is extant.

12. The records of the Company show that the Corporation went into occupation and possession of the property in 1883 and further that the Corporation and its successors in title, including the Company, have remained at all material times in beneficial occupation and possession of the property at all material times from circa the year 1883 to date and has acted towards the said lands as beneficial owner thereof.
13. The Company warrants that as successor in title to the Corporation it is the beneficial owner of the Property for an estate in fee simple subject to such third party interests granted by it or its predecessors in title (hereinafter "Other Interests").
14. The Company warrants and is satisfied that the Relevant Parts are not subject to any Other Interests.
15. There is not to my knowledge any mortgage, charge, lease, lien, agreement, restrictive covenant, incumbrance, trust or matter or suit affecting the Relevant Parts and there is no person or persons or party in possession or occupation thereof adversely to the Company's title thereto. I further confirm that there is not to my knowledge any person who has any title or interest in the Relevant Parts and who is under the age of 21 or is of unsound mind.
16. I am not aware of any question or doubt affecting the Company's title to the Property or any part thereof or of any matter or thing whereby the title is or may be impeached, affected or called into question in any manner whatsoever.
17. I make this Statutory Declaration conscientiously believing the same to be true and for the benefit of the Minister for the Environment Communities and Local Government in the understanding that the said Minister would rely upon facts, matters and things hereinbefore and herein declared and conscientiously believing the same to be true and by virtue of the Statutory Declaration Act, 1938.

DECLARED before me by
MICHAEL SHEARY who is
personally known to me or who has been
identified to me by
who is personally known to me
53 North Strand Road
at in the City of Dublin.




this *10th* day of *February* 2015

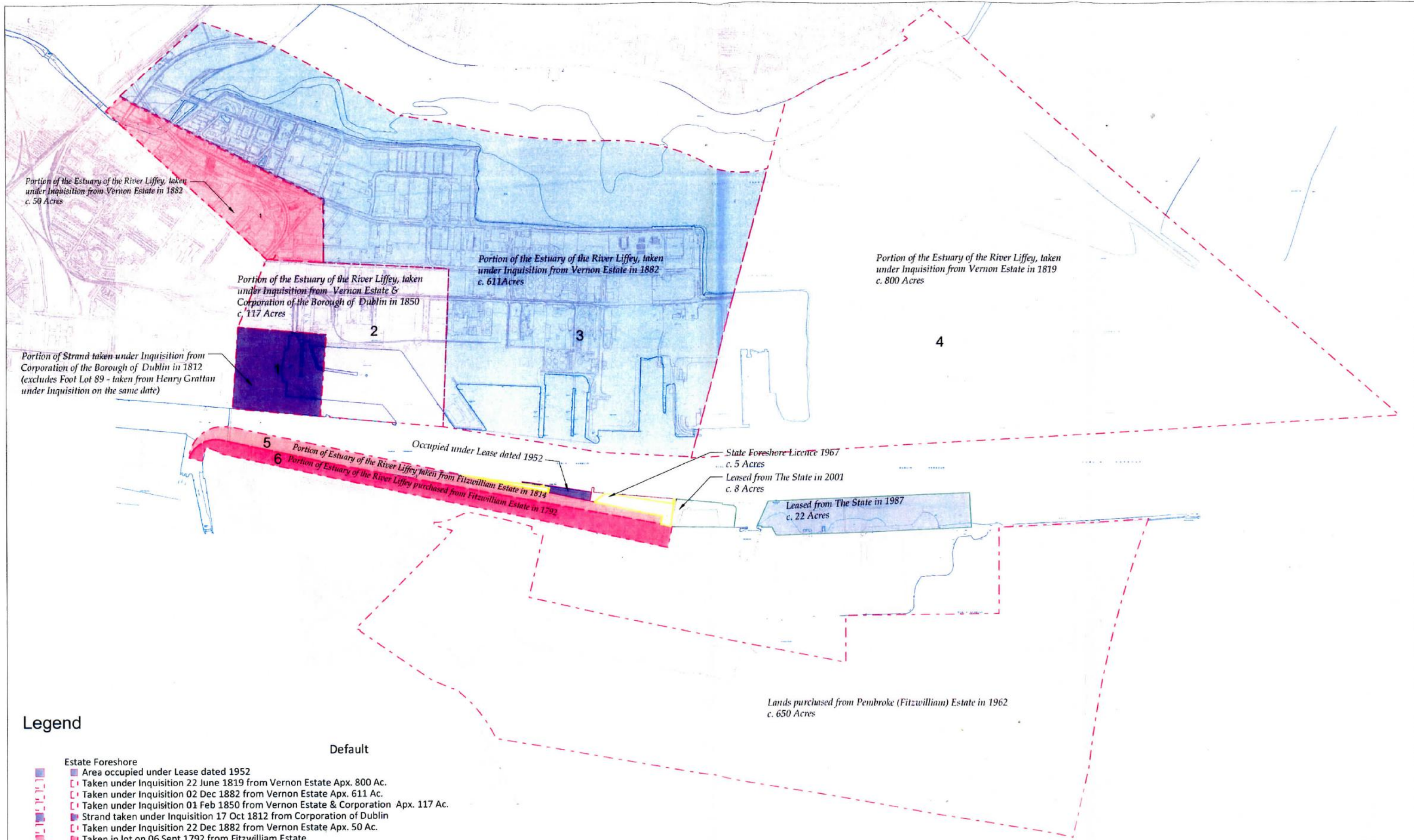


~~PRACTISING SOLICITOR/~~
COMMISSIONER FOR OATHS

EXHIBIT "A" AS REFERRED TO IN THE STATUTORY DECLARATION
OF MICHAEL SHEARY

SIGNED: 
MICHAEL SHEARY

SIGNED: 
COMMISSIONER FOR OATHS/
PRACTISING SOLICITOR



Portion of the Estuary of the River Liffey, taken under Inquisition from Vernon Estate in 1882 c. 50 Acres

Portion of the Estuary of the River Liffey, taken under Inquisition from Vernon Estate & Corporation of the Borough of Dublin in 1850 c. 117 Acres

Portion of the Estuary of the River Liffey, taken under Inquisition from Vernon Estate in 1882 c. 611 Acres

Portion of the Estuary of the River Liffey, taken under Inquisition from Vernon Estate in 1819 c. 800 Acres

Portion of Strand taken under Inquisition from Corporation of the Borough of Dublin in 1812 (excludes Foot Lot 89 - taken from Henry Grattan under Inquisition on the same date)

Occupied under Lease dated 1952

State Foreshore Licence 1967 c. 5 Acres

Lensed from The State in 2001 c. 8 Acres

Lensed from The State in 1987 c. 22 Acres

Portion of Estuary of the River Liffey taken from Fitzwilliam Estate in 1814

Portion of Estuary of the River Liffey purchased from Fitzwilliam Estate in 1792

Lands purchased from Pembroke (Fitzwilliam) Estate in 1962 c. 650 Acres

Legend

Default

- Estate Foreshore
- Area occupied under Lease dated 1952
- Taken under Inquisition 22 June 1819 from Vernon Estate Apx. 800 Ac.
- Taken under Inquisition 02 Dec 1882 from Vernon Estate Apx. 611 Ac.
- Taken under Inquisition 01 Feb 1850 from Vernon Estate & Corporation Apx. 117 Ac.
- Strand taken under Inquisition 17 Oct 1812 from Corporation of Dublin
- Taken under Inquisition 22 Dec 1882 from Vernon Estate Apx. 50 Ac.
- Taken in lot on 06 Sept 1792 from Fitzwilliam Estate
- Taken in lot on 5 Oct 1814 and from Fitzwilliam Estate
- Lands purchased on 3 Nov 1962 from Pembroke (Fitzwilliam) Estate Apx. 650 Ac.
- Leased from the State on 18 Aug 1987
- Leased from the State in Nov 2001
- State Foreshore Licence 1967
- State Foreshore Licence 1967
- Area Occupied by DPC under Lease dated 1952
- Map Base



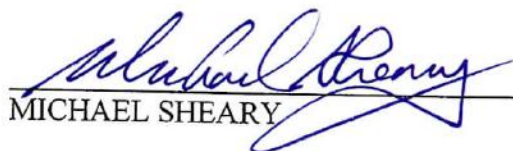
Scale: 1:7,500 on Sheet A1

Map title

ESTATE FORESHORE COMHLACHT CHALAFORT ATHA CLIATH DUBLIN PORT COMPANY

EXHIBIT "B" AS REFERRED TO IN THE STATUTORY DECLARATION
OF MICHAEL SHEARY

SIGNED:


MICHAEL SHEARY

SIGNED:


COMMISSIONER FOR OATHS/
~~PRACTISING SOLICITOR~~

EXHIBIT "C" AS REFERRED TO IN THE STATUTORY DECLARATION
OF MICHAEL SHEARY

SIGNED: 
MICHAEL SHEARY

SIGNED: 
COMMISSIONER FOR OATHS/
~~PRACTISING SOLICITOR~~

County of An Inquisition indented and taken pursuant to the Dublin Port and
 Dublin Docks Act 1879 and the Lands ^{Consolidation} ~~Consolidation~~ Act 1845 incorpor-
 To wit. ated therewith at The Four Courts in the city of Dublin on the
second day of December one thousand eight hundred and eighty two
 before me Joseph N. Wilson Sheriff of the said County by virtue
 of a certain Warrant hereunto annexed issued to me by and under
 the common Seal of the Dublin Port and Docks Board on the oaths of
 John Butterly, Hugh McKean, John Cullen, John Cullen, James
 McKenna, Lawrence Cullen, Andrew Byrne, Francis Joseph McKenna,
 Christopher Byrne, Andrew McKenna, John Cullen and Peter Butterly -
 indifferent persons duly qualified to act as Common Jury men in
 the Superior Courts who being sworn and charged as in and by the
 said Warrant directed, and John Edward Venables Vernon in the said
 Warrant named and the said Dublin Port and Docks Board by their
 respective Counsel Agents or Attorneys having at the place and time
 aforesaid appeared before me and the Jurors aforesaid, the said
 Jurors on their oaths aforesaid say that they do assess and give a
 verdict for the sum of one thousand nine hundred pounds to be paid
 by the said Board for the purchase by them in fee simple in
 possession free from incumbrances of so much of the lands and other
 hereditaments described or referred to in the said Warrant as are
 situate in the said County, and the appurtenances hereunto
 belonging. And the Jurors aforesaid on their oaths aforesaid
 further say that they do assess and give a verdict for the further
 sum of one shilling to be paid by the said Board as and by way of
 compensation for the damage to be sustained by the said John
 Edward Venables Vernon by reason of the severing of the said lands
 from the other lands of the said John Edward Venables Vernon or
 otherwise injuriously affecting such other lands by reason of the
 execution of the works by the said Dublin Port and Docks Act 1878
 authorized. And I the said Sheriff do hereby adjudge and order the
 said sums of one thousand nine hundred pounds and one shilling to be
 paid by the said Dublin Port and Docks Board according to the
 provisions of the said Lands ^{Consolidation} ~~Consolidation~~ Act 1845. In witness
 whereof I have hereunto set my hand and Seal and the Jurors

aforesaid have hereunto set their hands and seals the day and year first above written.

1881, being the day of the signing of the Statutory Declaration of Henry A. Gilligan made this 16th day of April, 1981.

Sheriff.

John Butterly (Seal)	Francis Jos. McKenna (Seal)
John Cullen (Seal)	John Cullen (Seal)
Andrew Byrne (Seal)	John X Cullen (Seal)
Andrew McKenna (Seal)	Lawrence Cullen (Seal)
Hugh McKean (Seal)	Christopher Byrne (Seal)
James McKenna (Seal)	Peter Butterly (Seal)

Witness to above signatures of the Sheriff and Jurors -
Henry S. Watson, Solicitor,
5, Foster Place, Dublin.

Exhibit 'H' referred to in the Statutory Declaration of Henry A. Gilligan made this 16th day of April, 1981


[Signature]
[Signature]
 Commissioner for Oaths

EXHIBIT "D" AS REFERRED TO IN THE STATUTORY DECLARATION
OF MICHAEL SHEARY

SIGNED:


MICHAEL SHEARY

SIGNED:


COMMISSIONER FOR OATHS/
PRACTISING SOLICITOR

STATUTORY DECLARATION

I, HENRY A. GILLIGAN, of Gandon House, Amiens Street, in the City of Dublin, do Solemnly and Sincerely Declare as follows:-

1. I am Secretary to Dublin Port and Docks Board (hereinafter referred to as "the Board") and am duly authorised by them to make this Declaration.
2. I am familiar with the various Private Acts relating to the Board's undertaking and also with the files and records in the custody of the Board relative to property in the ownership of the Board.
3. Under an Act passed in the year 1786 in the reign of George III (26 Geo. III Cap.19), the Corporation for Preserving and Improving the Port of Dublin was constituted.
4. It was enacted by the Dublin Port Act, 1867 that the afore-mentioned Corporation for Preserving and Improving the Port of Dublin should be reconstituted under the title of "The Dublin Port and Docks Board".
5. Section 4 of the Dublin Port and Docks Act, 1879, 42 and 43 Vict. (hereinafter referred to as "the 1879 Act") enacted that the Board might, within the limits shown on the deposited plan, dredge and deepen the Estuary of the River Liffey and the Foreshore thereof and exercise all the powers and authorities granted to them by the Dublin Port and Docks Act, 1869 and by the 1879 Act with respect to the Port and might for the purposes aforesaid enter upon and take and use the lands delineated on the deposited plan and described in the deposited book of reference Provided that the powers of the Board for the compulsory purchase of lands for the purposes of the Act should not be exercised after the expiration of five years from the passing of the Act Provided Also that nothing in the Act should authorise the Board to enter upon, use or take any land or foreshore between the Great Northern Railway on the West and the land of the Board on the East and within one thousand feet of the sea wall running along the South shore of Clontarf township between those points except in so far as might be necessary for the

construction of a breakwater to a point distant five hundred feet South of the said sea wall. I refer to a photostat copy of the said Section, upon which, marked with the letter 'A', I have signed my name prior to making this Declaration.

6. By letter dated the 6th day of February, 1882, the Board's then Law Agent, Mr. Henry Stewart Watson, wrote to the Board's then Secretary, Mr. Nicholas Proud, in the following terms:-

"In accordance with yours of the 4th instant, I send herewith three prints of the Notice served upon the parties in this matter".

The Notice referred to in the said letter was entitled "The Dublin Port and Docks Act, 1879, the Lands Clauses Consolidation Act, 1845 and the Lands Clauses Consolidation Amendment Act, 1860", and it notified the interested parties that the Board required to enter upon, take and use, for the purposes of the 1879 Act, certain portions of the Foreshore of the Estuary of the River Liffey situate partly in the Parish of St. Thomas and City of Dublin, partly in the Parishes of Killester and Clontarf and County of Dublin, and also partly extra parochial in the County of Dublin which on the map or plan and in the Book of Reference deposited in the year 1880 at the Office of the Clerk of the Peace for the said County of Dublin, were numbered 1 and 2, and the said portions of the said Foreshore so required to be entered upon, taken and used by the Board were particularly delineated on the said Map or Plan and are the parts thereon coloured blue containing on the whole 661 acres, 0 roods and 27 perches or thereabouts.

For greater detail and particularity, I refer to the said letter and printed Notice upon which, marked respectively with the letters 'B' and 'C', I have signed my name prior to making this Declaration.

7. The said Notice was served on the following persons:-

John Edward Venables Vernon, Esq.,
Bridget Collins, and
James Kavanagh,

who appeared to be the interested parties.

8. By letter dated the 9th day of February, 1882, Thomas Franks, Solicitor, wrote to the said Nicholas Proud on behalf of John Edward Venables Vernon (hereinafter referred to as "John Vernon"), referring to the aforesaid Notice, enclosing an Abstract of Title to the Manor Island and Foreshore of Clontarf, and stating that John Vernon, on behalf of himself and his Trustees, claimed the absolute ownership of all lands upon which the Board required to enter And Further that the said John Vernon was willing to treat with the Board as to the amount of compensation to be made to him by reason of their entry upon and taking and using the said lands. I refer to the said letter, upon which, marked with the letter 'D', I have signed my name prior to making this Declaration.

9. By letter dated the 11th day of February, 1882, the said Bridget Collins wrote to the said Nicholas Proud referring to the said Notice, stating that she held the Island of Clontarf from J.E.V. Vernon under Lease for 21 years from the 25th March, 1868 at the yearly rent of £20.00 and that she was willing to treat with the Board for the purchase of her interest therein. I refer to the said letter, upon which, marked with the letter 'E', I have signed my name prior to making this Declaration.

10. By Notice in writing dated the 24th day of February, 1882, the said James Kavanagh notified the Board that he was interested in 13 acres, 2 roods and 0 perches of the said Foreshore Numbered 1 and 2 on the said Plan as tenant from year to year upon which he had constructed and maintained valuable Oyster Beds and he claimed £4,000.00 as compensation in respect thereof. I refer to the said Notice, upon which, marked with the letter 'F', I have signed my name prior to making this Declaration.

11. By Agreement in writing dated the 1st day of November, 1882, the Board agreed to pay and the said Bridget Collins agreed to accept the sum of £230.00 for all her estate and interest in the said Lease for 21 years from the 25th day of March, 1868. The said sum of £230.00 was duly paid by the Board to the said Bridget Collins and an Assignment of her interest in the

said Lease was executed by her in favour of the Board on the 11th day of March, 1883 and forwarded to the Board by their Law Agent on the 15th day of March, 1883. I refer to the original of the said Deed of Assignment, upon which, marked with the letter 'G', I have signed my name prior to making this Declaration.

12. With regard to the claim of James Kavanagh for compensation for the loss of the use of the said Oyster Beds, it would appear from the Board's records that following representations made by him, the Board agreed to permit him to continue in occupation of the said lands and Beds and that he continued in such occupation until his death, following which his Widow, Julia Kavanagh, entered into possession thereof and remained in such possession until her death. In the year 1904, the Executor of the Will of the said Julia Kavanagh surrendered up to the Board vacant possession of the said lands and Oyster Beds.

13. Section 2 of the 1879 Act provided that the Lands Clauses Consolidation Act, 1845 and the Lands Clauses Consolidation Acts Amendment Act, 1860, be incorporated with and form part of the 1879 Act, the effect of which was to apply to the acquisition of lands under Section 4 of the 1879 Act the provisions of the afore-mentioned Lands Clauses Consolidation Acts relating to the taking of lands for Undertakings of a public nature.

14. As the Board and John Vernon failed to reach agreement on the amount of compensation which he should receive for his estate and interest in the said lands containing 661 acres 0 roods and 27 perches, or thereabouts, the matter was referred for determination by a Jury and the Board, pursuant to the provisions in that behalf contained in Section XXXIX of the Lands Clauses Consolidation Act, 1845, issued Warrants directed to the Sheriffs of the County of the City of Dublin and the County of Dublin requiring them to summon Juries to determine by their verdicts the compensation payable by the Board to John Vernon in respect of the lands situate in the County of the City of Dublin and the County of Dublin, respectively, and also the compensation payable to James Kavanagh in respect of his yearly tenancy in the said Oyster Beds.

The said Juries having been duly summoned, held their Inquisitions and assessed the compensation payable by the Board to John Vernon for the purchase by them in fee simple in possession free from incumbrances of the lands situate in the County of Dublin in the sum of £1900.00 and a further sum of One Shilling, severance payment, and for the purchase by them in fee simple in possession free from incumbrances of the lands situate in the County of the City of Dublin in the sum of £350.00 and, in addition, One Shilling severance payment, making in all a sum of £2250.2s. Od.

I refer to certified copies of the said Warrants and Inquisitions, upon which, pinned together and marked with the letter 'H', I have signed my name prior to making this Declaration.

15. Notwithstanding the fact that the said Warrant directed to the Sheriff of the County of Dublin required the Jury to assess the compensation payable to James Kavanagh, no award was made by the Jury in favour of James Kavanagh for the reasons set out in Paragraph 12 hereof.

16. It was provided by Section LXIX of the Lands Clauses Consolidation Act, 1845 that if the compensation payable in respect of lands, or any interest therein, taken by the Promoters of the Undertaking (in this case the Board) from any Corporation, Tenant for Life or in Tail, Married Woman seised in her own right or entitled to Dower, Guardian, Committee of Lunatic or Idiot, Trustee, Executor or Administrator, or person having a partial or qualified interest only in such lands and not entitled to sell or convey the same except under the provisions of the said Act or under a special Act as defined therein, should amount to or exceed the sum of two Hundred Pounds, the same should be paid into the Bank in the name and with the privity of the Accountant General of the Court of Exchequer in Ireland to be placed to the Account there of such Accountant General, ex parte the Promoters of the Undertaking in the matter of the special Act, pursuant to the method prescribed by any Act for the time being in force for regulating monies paid into the said Courts; and such monies should remain so deposited until the same be applied to some one or more of the following purposes; (that is to say) -

"In the purchase or redemption of the Land Tax, or the discharge of any debt or incumbrance affecting the land in respect of which such money shall have been paid, or affecting other lands settled therewith to the same or the like uses, trusts, or purposes; or

In the purchase of other lands to be conveyed, limited and settled upon the like uses, trusts and purposes, and in the same manner, as the lands in respect of which such money shall have been paid stood settled; or

If such money shall be paid in respect of any buildings taken under the authority of this or the special Act, or injured by the proximity of the works, in removing or replacing such buildings, or substituting others in their stead, in such manner as the Court of Chancery shall direct; or

In payment to any party becoming absolutely entitled to such money".

17. As the said John Vernon came within that category of persons mentioned in Sections VII and LXIX of the said Lands Clauses Consolidation Act, 1845 (probably as a Tenant for Life or in Tail), the said sum of £2250. 2s. 0d. awarded in respect of compensation and severance payments was lodged by the Board's Law Agent in the Court of Exchequer and the Certificate of Lodgment forwarded by him to the Board's Secretary. The afore-mentioned Certificate of Lodgment has been lost or mislaid but I refer to a letter from the Law Agent dated the 3rd day of May, 1883 addressed to the Board's Secretary and enclosing the said Certificate of Lodgment, upon which, marked with the letter 'I', I have signed my name prior to making this Declaration.

18. Section LXXV of the Lands Clauses Consolidation Act, 1845, reads as follows:-

"Upon deposit in the Bank in manner hereinbefore provided of the purchase money or compensation agreed or awarded to be paid in respect of any lands purchased or taken by

provisions of this or the special Act, or any Act incorporated therewith, the owner of such lands, including in such term all parties by this Act enabled to sell or convey lands, shall, when required so to do by the Promoters of the Undertaking, duly convey such lands to the Promoters of the Undertaking, or as they shall direct; and in default thereof, or if he fail to adduce a good Title to such lands to their satisfaction, it shall be lawful for the Promoters of the Undertaking, if they think fit, to execute a Deed Poll under their Common Seal if they be a Corporation, or if they be not a Corporation under the Hands and Seals of the Promoters, or any two of them, containing a description of the lands in respect of which such default shall be made, and reciting the purchase or taking thereof by the Promoters of the Undertaking and the names of the parties from whom the same were purchased or taken, and the Deposit made in respect thereof, and declaring the fact of such default having been made, and such Deed Poll shall be stamped with the Stamp Duty which would have been payable upon a Conveyance to the Promoters of the Undertaking of the lands described therein; and thereupon all the Estate and Interest in such lands of or capable of being sold and conveyed by the Party between whom and the Promoters of the Undertaking such agreement shall have been come to, or as between whom and the Promoters of the Undertaking such purchase money or compensation shall have been determined by a Jury, or by Arbitrators, or by a surveyor appointed by two Justices as herein provided, and shall have been deposited as aforesaid, shall vest absolutely in the Promoters of the Undertaking, and as against such parties, and all parties on behalf of whom they are hereinbefore enabled to sell and convey, the Promoters of the Undertaking shall be entitled to immediate possession of such lands".

19. There is no reference in the Board's file or other records to a Conveyance of the said lands to the Board having been executed by the said John Vernon, nor is there any letter on the Board's file from the then Law Agent forwarding to the Board's Secretary a Conveyance or other form of assurance of the said lands.

I have caused a thorough and diligent search to be made in the Board's records and Deed Boxes and no such Conveyance or other assurance can be traced.

I have caused a Search to be made in the Registry of Deed on the Index of Names for Acts by John Vernon to affect the lands in question from the first day of December, 1882 to the 31st day of December, 1892 and while several Acts appear thereon during that period, it does not disclose any Conveyance or other Assurance of the lands in question from John Vernon to the Board.

I have enquired from Messrs. Orpen Franks & Co., Solicitors and Agents for the Vernon Estate, as to whether they or their clients have a duplicate Conveyance of the said lands from John Vernon or his Trustees to the Board and they inform me that they do not have a duplicate of the Conveyance referred to, nor can they find any record of a Conveyance of the lands in question having been executed by the said John Vernon or his Trustees to the Board.

It is clear from the Board's file relating to the acquisition of the said lands that following the service on John Vernon of the Notice of the 16th of January, 1882 under Section 4 of the 1879 Act, both he and his Solicitor, Thomas C. Franks, Esq., co-operated in every way and as stated in Paragraph 8 hereof, forthwith forwarded to the Board an Abstract of John Vernon's Title to the lands in question.

The most probable explanation of the failure to find a Conveyance in fee simple from John Vernon to the Board of the said lands is that through an oversight it was omitted to get a Deed of Conveyance executed by him and notwithstanding a thorough search being made, no trace of the said Abstract of Title can be found.

20. By letter dated the 3rd day of May, 1883, the Board's Law Agent forwarded to the Board's Secretary a map of the lands acquired by the Board from John Vernon as aforesaid

Mr. Franks, and the Law Agent, and showing the said lands coloured blue and pink thereon. I refer to the said map, upon which, marked with the letter 'J', I have signed my name prior to making this Declaration.

21. In the year 1883, the Board entered upon and took possession of the lands coloured blue and pink on the said map and, subject to the yearly tenancy of the said James Kavanagh in the Oyster Beds, had the exclusive occupation and possession thereof until the year 1904 when the said yearly tenancy was surrendered up to the Board as aforesaid. As and from the year 1904, the Board has been in exclusive beneficial occupation of the said lands and in sole receipt of the rents and profits thereof and no acknowledgment has been given by them in favour of any person in respect of same, or any portion thereof.

22. I say that having regard to the facts disclosed by this Declaration, the Board is seised of an estate in fee simple in possession of the lands coloured blue and pink on the said map and containing 661 acres, 0 roods and 27 perches, or thereabouts.

23. I make this solemn Declaration conscientiously believing the same to be true for the benefit of any purchaser of the said lands, or any part thereof, and under and by virtue of the Statutory Declarations Act, 1938.

DECLARED before me by
Henry A. Gilligan, who is
personally known to me, at
25 Eden Quay, Dublin.
in the City of Dublin
this 16th day of April, 1981.

Henry A. Gilligan

John J. Murtagh
Commissioner for Oaths

re:

Acquisition of Lands by Dublin
Port and Docks Board from John
Edward Venables Vernon pursuant
to Section 4 of the Dublin Port
and Docks Act, 1879

STATUTORY DECLARATION
of
HENRY A. GILLIGAN.

A.D. 1879.

Incorporating
8 & 11 Vict. c. 18,
and 23 & 24 Vict.
c. 106.

Interpreta-
tion of terms.

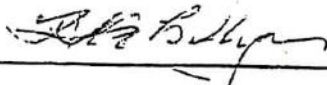
Power of
Board to
dredge, &c.
the estuary
of River
Liffey, and
to take and
use certain
lands, &c.

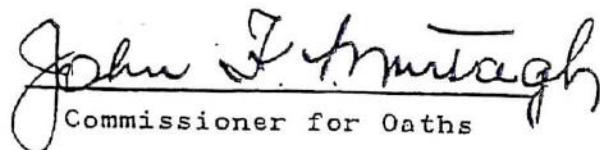
2. The Lands Clauses Consolidation Act, 1845, and the Lands Clauses Consolidation Acts Amendment Act, 1860, are incorporated with and form part of this Act.

3. In this Act the term "the Act of 1869" means the Dublin Port and Docks Act, 1869, and all terms used in this Act have the same respective meanings as are assigned to them in the Act of 1869; provided that the term "quays" in this Act includes not only the quays and dock quays as defined by the Act of 1869, but also all other quays and walls now or hereafter under the control of the Board.

4. The Board may, within the limits shown on the deposited plan, dredge and deepen the estuary of the River Liffey and the foreshore thereof, and exercise all the powers and authorities granted to them by the Act of 1869 and by this Act with respect to the port, and may for the purposes aforesaid enter upon, take, and use the lands delineated on the deposited plan and described in the deposited book of reference: Provided that the powers of the Board for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of five years from the passing of this Act: Provided also, that nothing in this Act shall authorise the Board to enter upon, use, or take any land or foreshore between the Great Northern Railway on the west and the land of the Board on the east, and within one thousand feet of the sea-wall running along the south shore of Clontarf township between those points, except in so far as may be necessary for the construction of a breakwater to a point distant five hundred feet south of the said sea-wall.

Exhibit 'A' referred to in the Statutory Declaration of
Henry A. Gilligan made this 16th day of April, 1981




Commissioner for Oaths

✓ Exhibit 'A' referred to in the Statutory Declaration of
Henry A. Gilligan made this 16th day of April, 1981

Henry A. Gilligan

John J. Donoghue
Commissioner for Oaths

under my Inspection at that Station than
Present—

I am Sir

To

John Coscart Esq^r

Your bes^t
Joseph Gr

Ordered. That the Object of the above Report be carried

The following Letter received from Mr. Vernon
the Board and Read Viz^t—

Gentlemen

I entertain a sanguine hope and
ance that your honourable Board will be
that the sum of £450 being the Amount
Inquisition to ascertain the Value of the
North Bull may be paid over to me with
or unnecessary delay; The statement of my
long since furnished to your Solicitor who
thereof—

To the Honble

The Corporation for Preserving
& Improving the Port of Dublin

I have the ho
Your Most O

J Gardiner

Ordered. That a copy of the following Report received
on the Subject be transmitted to Mr. Vernon

Sir

THE DUBLIN PORT AND DOCKS ACT, 1879.

The Lands Clauses Consolidation Act, 1845.

The Lands Clauses Consolidation Amendment Act, 1860.



THE Dublin Port and Docks Board, in pursuance of their powers under the above Acts, hereby give Notice to you, and each and every of you, that they the said Dublin Port and Docks Board require to enter upon, take, and use, for the purposes of said Act of 1879, certain portions of the foreshore of the Estuary of the River Liffey, situate partly in the Parish of St. Thomas, and City of Dublin, partly in the Parishes of Killester and Clontarf, and County of Dublin, and also partly extra parochial in the County of Dublin, which on the Map or Plan, and in the Book of Reference deposited in the year 1880, at the Office of the Clerk of the Peace for the said County of Dublin, are numbered 1 and 2; and the said portions of the said foreshore so required to be entered upon, taken, and used by the said Dublin Port and Docks Board, are particularly delineated in the said Map or Plan, and are the parts thereon coloured blue, containing on the whole 661A. OR. 27r., or thereabouts.

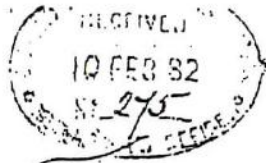
And the said Dublin Port and Docks Board do hereby further give you Notice, that it appearing to them that you, or some or one of you, are or are reputed to be entitled to, or interested in, the said portions of Land, or enabled or entitled to sell and convey or release the same; the said Dublin Port and Docks Board are willing, and hereby offer, to treat with you as to the compensation to be made to you, and every of you, and all the parties interested or concerned therein, for the damage that may be sustained by you and them respectively, by reason of their entering upon, taking, and using the said foreshore. And the said Dublin Port and Docks Board do hereby demand of you and every of you the particulars of your several Estates and Interests in the said foreshore, and of the claims made by you and every of you in respect thereof; and do require you to deliver such particulars at the Office of the said Dublin Port and Docks Board, in the City of Dublin, within Twenty-one days from and after the receipt hereof. In default whereof, the said Dublin Port and Docks Board will proceed forthwith to have the amount of said compensation payable in respect of the said portions of the said foreshore settled in the manner prescribed by the Lands Clauses Consolidation Act, 1845.

Dated 16th day of January, 1882.

N. PROUD,

Secretary Dublin Port and Docks Board

Westmoreland Street, Dublin.



The Dublin Port and Docks Act 1879

The Land Tenures Consolidation Act 1845

The Land Tenures Consolidation Amendment Act 1860

Sir

In pursuance of your notice of the 16th day of January 1882 I on the part of John Edward Venables Vernon Esq^r of Blontarf Castle in the County of Dublin send you herewith an Abstract of the title of the said John Edward Venables Vernon to the Manor Island and Foreshore of Blontarf aforesaid being with others the lands upon which as stated in said notice the Dublin Port and Docks Board require to enter, and as further required by said notice I hereby on behalf of the said John Edward Venables Vernon inform you that the said John Edward Venables Vernon on behalf of himself and his trustees claim the absolute ownership of all the lands upon which the said Dublin Port and Docks Board require to enter, and of all customs liberties anchorage fees duties fisheries wrecks and all other rights privileges profits and emoluments appertaining or belonging to or enjoyed by him or his predecessors as the owners of the Manor of Blontarf.

And further upon the part of the said John Edward Venables Vernon I hereby give you

Copy sent to Law Office
17.2.82

that he is willing to treat with said Board
to the amount of compensation to be made
to him by reason of their entry upon and
taking and using the said Lands

Dated this 9th day of February 1882

Thomas L. Franks

Sol^r. for said John Edward Venables Vernon
21 Lower Fitz-william Street
Dublin

To

Nicholas Proud Esq

Secy Dublin Port and Docks Board

194th Westmoreland Street

Dublin

Exhibit 'D' referred to in the Statutory Declaration of
Henry A. Gilligan made this 16th day of April, 1981

Henry A. Gilligan

John L. Murtagh
Commissioner for Oaths

Copy sent out
To be forwarded
to the Law agent
16 Feb: 82

Notice of the cashed interest and I may
add that in accordance with your notes
I am willing to treat with your Board
for the purchase of my interest in the
premises.

I am Sir

Your obedient servant
Bridget Collins.

Nicholas Prid, Esq
Secretary
Port and Dock Board

The Dublin Port and Docks Act 1849

PORT & DOCKS BOARD
RECEIVED
25 FEB 32
No 372

The Lands Clauses Consolidation Act 1845

The Lands Clauses Consolidation Amendment Act 1865

To the Dublin Port & Docks Board

Whereas pursuant to and in exercise of the powers in the above Acts and for the purpose of the Dublin Port and Docks Act 1849 and the execution of the works thereby authorized you the Dublin Port and Docks Board require to enter upon use and take and did by a notice in writing under the hands of your secretary dated the 16th January 1882 addressed to and served upon me the undersigned James Kavanagh give me notice that you the said Dublin Port and Docks Board required to take and use for the purposes of the works authorized by the said Dublin Port and Docks Act the portions of foreshore situate at Clontarf in the County of Dublin numbered 1 and 2 on the Map or plan and book of reference deposited with the Clerk of the Peace for the County of Dublin and that you the said Dublin Port and Docks Board thereby demanded from me the particulars of my estate and interest

Copy sent to the Law Agent

25-2-82

con. the said foreshore and of the claims made
by me in respect thereof and that you the
said Dublin Port and Dock Board were
willing to treat with me as to the compensation
to be made to me for the damage that may
be sustained by me by reason of your entering
upon taking and using the said foreshore.
Now therefore I the said James Kavanagh
in pursuance of the Statutes in that behalf
do hereby give you notice that I am interested
in ^{a part} of said foreshore numbered 1
and 2 as said plan as aforesaid as tenant
from year to year at the yearly rent of £5.0
and upon which portions of said foreshore I
have constructed and maintain valuable
Oyster Beds and have had same for a long
period and that the amount claimed by
me by reason of the premises is £4,000
and I further give you notice that
unless you are willing to pay me the
said sum of £4,000 and shall forthwith
enter into an agreement in writing to
that effect then I require you within 21
days after the receipt by you of this notice
to do all acts and take all steps necessary
to have the amount of compensation payable
to me ascertained and settled in manner

provided by the said several acts above
mentioned in that behalf. And I further
give you notice that the several demands
and requirements hereby made are intended
to be formal demands of your several
duties in that behalf.

Dated this 24th day of February 1882.

James Kavanagh

JOHN T. HAMERTON & SONS,
Solicitors,
61, UPPER SACKVILLE STREET,
DUBLIN.

Exhibit. F' referred to in the Statutory Declaration of
Henry A. Gilligan made this 16th day of April, 1981

[Signature]

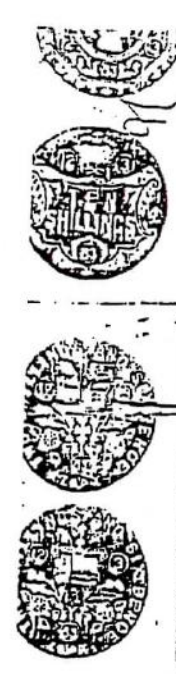
John J. Murtagh
Commissioner for Oaths

This Indenture Made the

Tenth day of March

one thousand eight hundred and eighty three Between Bridget Collins of Lumber, Victoria Terrace Upper Leson Street in the County of Dublin Widow of the one part and The Dublin Port and Docks Board (hereinafter called the Board) of the other part. UNWITNESSED by an agreement dated the sixth day of May one thousand eight hundred and sixty eight and made between John Edward Venables Vernon and William Collins, it was agreed that the said William Collins should take from the said John Edward Venables Vernon All that and those that small Island called and known as the Island of Clontarf as lately in the possession of Esther Cole and used by her as a public bathing place situate in the Manor of Clontarf and County of Dublin together with all and singular the rights members and appurtenances thereunto belonging or in anywise appertaining excepting and reserving unto the said John Edward Venables Vernon his heirs and assigns all rapishes stone clay and sand for bricks and other clay sand and gravel, as also all manner of wreck of the sea or goods with all boats and other things whatsoever drove or cast upon the said Island or on the Shore of Clontarf and all duties customs or perquisites whatsoever to the Manor or Lordship of Clontarf belonging or appertaining, also excepting the fisheries and the Cyster beds of Clontarf the said Island and the use thereof as a bathing place and a pleasure ground being only intended to be let to the said William Collins, and the said William Collins agreed with the said John Edward Venables Vernon to take out a Lease of the before mentioned Island and to pay for the Costs of Stamp duty and preparation of the same and to hold said Island for the term of twenty one years from the twenty fifth day of March then last, and that he would pay for the same the yearly rent of Seventy pounds Sterling UNWITNESSED the said William Collins died on the twenty eighth day of August one thousand eight hundred and seventy nine, and all Letters of administration of the personal estate and effects of the said William Collins were on the fourth day of November one thousand eight hundred and eighty two granted by The Principal Registry of the Probate and Matrimonial Causes of the High Court of Justice in Ireland to the said Bridget Collins the Widow of the said William Collins UNWITNESSED the Board here agreed with the said Bridget Collins for the purchase of the said premises as herein in the said agreement of the sixth day of May one thousand eight hundred and sixty eight for the residue of the said term of twenty one years at the price of two hundred and thirty pounds Now this Indenture is made that in pursuance of the said agreement and in consideration of the sum of Two hundred and thirty pounds this day paid by the Board to the said Bridget Collins (the receipt whereof the said Bridget Collins doth hereby acknowledge) the said Bridget Collins as the new and present tenant of

after two o'clock on the 13th March 1883 Book 10 No 15
 and of said Memorial was duly proved.
 1883



said William Collins doth hereby assign unto the Board All that Island called or known as the Island of Clontarf situate in the Barony of Clontarf Parish of Saint Thomas and County of the City of Dublin and all other things; the premises comprised in and agreed to be demised by or now held under the said agreement of the sixth day of May one thousand eight hundred and sixty eight excepting and reserving as in the said agreement is mentioned. To hold the same unto the Board their Successors and assigns for the residue of the said term of twenty one years from the twenty fifth day of March one thousand eight hundred and sixty eight at the year's rent of twenty pounds and subject to the stipulations on the part of the Tenant or Lessee in the said agreement of the sixth day of May one thousand eight hundred and sixty eight contained. All the Board hereby covenant with the said Budget Collins that the Board or the persons deriving title under them will hereafter from time to time duly pay all rent becoming due under the said agreement of the sixth day of May one thousand eight hundred and sixty eight, and observe and perform all the stipulations therein contained and hereafter on the part of the Tenant or Lessee to be observed or performed, and also will at all times transfer save harmless and keep indemnified the said Budget Collins and her estate and effects and the estate and effects of the said William Collins from and against all proceedings claims and expenses in account of any omission to pay the said rent or any breach of any of the said stipulations. **In witness** whereof the said Budget Collins hath hereunto put her hand and seal and the Board have hereunto affixed their Common Seal the day and year first above written.

Accepted and obtained by the said
 Budget Collins in presence of
 J. Percy Ringwood
 Solicitor Appraiser
 5 Foster Place, Dublin

Budget Collins

Samuel Thompson
 (Chief Clerk of the Board)
 10, Arran Quay, Dublin

Received from the Board the day and year first herein written
 the sum of Two hundred and thirty pounds Sterling being the
 consideration money in value due and maintained to be paid to me.
 Witness when signed by the
 said Budget Collins
 J. Percy Ringwood

£230:0:0

1870

Exhibit 'G' referred to in the Statutory Declaration of
Henry A. Gilligan made this 10th day of April, 1981

H.A. Gilligan

John J. Whelan
Commissioner for Oaths

523

W. Budget Collins, Widow

to

William Bernard Jacobs, Grand

Assignment

The State of Kentucky

APR 15 1981
10
10

L. 111 - 20 - 1882

County of the City of Dublin - To Wit.

To the Sheriff of the County of the City of Dublin.

WE THE DUBLIN PORT AND DOCKS BOARD DO by this our Warrant under our Common Seal pursuant to and in exercise and in execution of the powers ^{for} of this purpose given to us in and by the Dublin Port and Docks Act 1879 and the Lands Clauses Consolidation Act 1845 incorporated therewith or by one of the said Acts Require you the said Sheriff to summon a Jury in manner directed by the said Lands Clauses Consolidation Act 1845 to determine by their verdict the sums of money to be paid by us the said Dublin Port and Docks Board to John Edward Venables Vernon of Clontarf Castle in the County of Dublin Esquire D.L. for the purchase of the Estate or interest which under the power of the said Acts or either of them or otherwise the said John Edward Venables Vernon may be enabled to sell and assign or convey to the said Dublin Port and Docks Board of and in certain lands being portion of the Foreshore of the Estuary of the River Liffey situate in the Parish of Saint Thomas and County of the City of Dublin being so much of the lands described in a certain notice to treat given to the said John Edward Venables Vernon by the said Dublin Port and Docks Board and bearing date the sixteenth day of January one thousand eight hundred and eighty two as are situate in the County of the City of Dublin and which said lands

So required to be purchased by us the said Dublin Port and Docks Board are the whole or part of the lands which in the plane deposited with the Clark of the Peace for the County of the City of Dublin and referred to in and by the said Dublin Port and Docks Act 1879 and in the Book of Reference to the said Plan also referred to and contain in the whole fifty acres or thereabouts and Also to determine the sum of money to be paid by us the said Dublin Port and Docks Board by way of compensation for the damage to be sustained by the said John Edward Venables Vernon to the said John Edward Venables Vernon by reason of the severing of the lands so required to be purchased from the other lands (if any) of the said John Edward Venables Vernon or otherwise injuriously affecting such other lands by reason of the execution of the works by the said Dublin Port and Docks Act 1879 authorized.

Given under the Common Seal of Us the said Dublin Port and Docks Board this seventh day of December one thousand eight hundred and eighty two.

Sealed by the Dublin Port and Docks Board in presence of

F. W. Deane
Asst. Secretary

Dublin Port and Docks Board.

I certify that the foregoing is a true copy of the Original Inquisition and findings filed in my Office Green Street in the

City of Dublin.
C. W. Kernan
Clerk of the Peace Dublin.

The Execution of the Within Writ appears by the Panel hereunto annexed.

County of the City of)
Dublin To wit.)

Sheriff's Inquiry
Queen's Bench Chamber,
Friday 22nd December, 1832.

- . Thomas Grace. 19 Lingwood Avenue
- . James Heyfron. 8 Chatham Street
- . Andrew Keogh. 25, Liffey Street, Upper.
- . William Lodge. 13, Curzon Street
- . Christopher Mc Grane. 2, Besboro Terrace, N.C.R.
- Patrick O'Leary. 140 Stephen's Green W.
- . Owen Preston. 17, Christ Church Place
- . Thomas Roe. 4, St. Joseph's Terrace S.E.R.
- . Patrick Summers. 10, Pembroke Street Lower
- D. Samuel W. Summers. 10, Pembroke Street Lower
- 1. Samuel A. White. 3, Colonnade Milltown
- 2. James Boland. 59, Francis Street.
- 3. Patrick J. Clancy. 3, Berkeley Road.
- 4. Thomas Devine. Mark's Lane.
- 5. James Fox. 5, Osborne Terrace S.C.R.
- Thomas Grace. 24, Anne Street, N.
- 7. James Hickey. 11 Talbot Place.
- 3. Daniel Keogh. 29, Jarvis Street
- 3. James Logan. 23, Britain St. Gt.
- D. Patrick McGrane. 20 Ormsa Road.
- 1. Daniel O'Loughlin. 24, DENZILLE Street.
- 2. Charles Price. 23.24 Nicholas Street
- 3. Thomas Rogan. 14. Nelson Street
- 4. William Smartt. 39 Smithfield.
- 5. James Taylor Jameson. 11 Upper Ormond Quay.

Gent.
Purveyor.
Furniture Broker.
Butler
Horse Dealer.
Bog Oak Manufac.
Basket Manufac.
Clerk in Rly. Works
Tailor
Tailor.
Esquire.
Provision Dealer.
Grocer.
Cab Owner
Gent.
Pearl Cutter.
Seed Merchant
Gent.
Brass founder
Farmer.
Ironmonger.
China Merchant.
Gent.
Salesmaster
Called for by
Sheriff there
being an
insufficiency.

To the Sheriff of The County of Dublin.

County of Dublin) We the Dublin Port and Docks Board do by this our Warrant
To wit.) under our Common Seal pursuant to and in exercise and
execution of the powers for this purpose given to us in
and by "The Dublin Port and Docks Board Act 1879" and
the Lands Clauses ^{Consolidation} ~~Amendment~~ Act 1845 incorporated therewith,
or by one of the said Acts require you the said Sheriff to
summon a Jury in manner directed by the said Lands Clauses
^{Consolidation} ~~Amendment~~ Act 1845 to determine by their verdict the sums
of money to be paid by us the said Dublin Port and Docks
Board to John Edward Venables Vernon of Clontarf Castle
in the County of Dublin Esq. J. P. and James Kavanagh of
Mountain View, Sheds, Clontarf in the County of Dublin,
Oyster Merchant, respectively for the purchase of their
respective ^{Estates} ~~parts~~ or interests which under the powers of
the said Acts or either of them or otherwise the said
John Edward Venables Vernon and James Kavanagh respectively
may be enabled to sell and assign or convey to the said
Dublin Port and Docks Board of and in certain lands being
portion of the Foreshore of the Estuary of the River Liffey
situate partly in the Parish of Saint Thomas and City of
Dublin partly in the Parishes of Killester and Clontarf
and County of Dublin and partly extra parochial in the same
County being the lands described in a certain notice to treat
given to the said John Edward Venables Vernon and James
Kavanagh respectively by the said Dublin Port and Docks
Board and bearing date the sixteenth day of January one
thousand eight hundred and eighty two, and which said lands
so required to be purchased by us the said Dublin Port and
Docks Board are the whole or part of the lands which in the
plan deposited with the Clerk of the Peace for the County
of Dublin referred to in and by the said Dublin Port and
Docks Act 1879 and in the Book of Reference to the said

Plan also referred to in and by the same Act and contain in the whole six hundred and sixty one acres or thereabouts, and also to determine the sums of money to be paid by us the said Dublin Port and Docks Board to the said John Edward Venables Vernon and James Kavanagh respectively by reason of the severing of the lands so required to be purchased from the other lands (if any) of the said John Edward Venables Vernon and James Kavanagh respectively, or otherwise injuriously affecting such other lands by reason of the execution of the works by the said Dublin Port and Docks Act 1878, authorised, given under the Common Seal of us the said Dublin Port and Docks Board this second day of November one thousand eight hundred and eighty two.

Present when Sealed by the Board)
F. W. Deane, Asst. Secretary.)
Dublin Port and Docks Board.)

A true copy

G.C. Carleton Dy. Clerk of
Peace, Co.
Dublin.

The Execution of the written writ appears by the Panel hereunto annexed.

So answers

Joseph Wilson

Sheriff.

County of the
City of Dublin
To wit.

) An Inquisition indented and taken pursuant to the Dublin
)
) Port and Docks Act 1879 and the Lands Clauses Consolidation
)
Act 1845 incorporated therewith at the Four Courts in the
City of Dublin on the twenty second day of December one
thousand eight hundred and eighty two before ~~me~~ Edmund
Dwyer Gray, Sheriff of the said County of the City of
Dublin by virtue of a certain Warrant hereunto annexed
issued to me by and under the Common Seal of the Dublin
Port and Docks Board on the Oaths of Thomas Grace,
Andrew Keogh, Patrick O'Leary, Owen Preston, Samuel A.
White, James Boland, Thomas Devine, James Fox, Charles
Price, Thomas Rogan, James Hickey and James Taylor
Jameson ^{duly} indifferent persons qualified to act as Common
Jurymen in the Superior Courts who being duly sworn and
charged as in and by the said Warrant directed and
John Edward Venables Vernon in the said Warrant named
and the said Dublin Port and Docks Board by their
respective Counsel Agents or Attorneys having at the
place and time aforesaid appeared before me and the
Jurors aforesaid, the said Jurors on their oaths aforesaid
Say that they do assess and give a verdict for the sum of
Three hundred and fifty pounds to be paid by this Board
for the purchase by them in fee simple in possession free

	Patrick O'Leary	0
	Owen Preston	0
	Saml. A. White	0
	James Boland.	0
	Thomas Devine	0
	James Fox	0
Witness to above	Charles Price	0
signatures of the	Thomas Rogan	0
Sheriffs and Jurors	James Hickey	0
Henry S. Watson,	James T. Jameson	0
Solécitor to Dublin Port and Docks Board.		

County of An Inquisition indented and taken pursuant to the Dublin Port and
Dublin Docks Act 1879 and the Lands ^{Consolidation} ~~Consolidation~~ Act 1845 incorpor-
To wit. nated therewith at The Four Courts in the city of Dublin on the
second day of December one thousand eight hundred and eighty two
before me Joseph N. Wilson Sheriff of the said County by virtue
of a certain Warrant hereunto annexed issued to me by and under
the common Seal of the Dublin Port and Docks Board on the oaths of
John Butterly, Hugh McKean, John Cullen, John Cullen, James
McKenna, Lawrence Cullen, Andrew Byrne, Francis Joseph McKenna,
Christopher Byrne, Andrew McKenna, John Cullen and Peter Butterly -
indifferent persons duly qualified to act as Common Jury men in
the Superior Courts who being sworn and charged as in and by the
said Warrant directed, and John Edward Venables Vernon in the said
Warrant named and the said Dublin Port and Docks Board by their
respective Counsel Agents or Attorneys having at the place and time
aforesaid appeared before me and the Jurors aforesaid, the said
Jurors on their oaths aforesaid say that they do assess and give a
verdict for the sum of one thousand nine hundred pounds to be paid
by the said Board for the purchase by them in fee simple in
possession free from incumbrances of so much of the lands and other
hereditaments described or referred to in the said Warrant as are
situate in the said County, and the appurtenances hereunto
belonging. And the Jurors aforesaid on their oaths aforesaid
further say that they do assess and give a verdict for the further
sum of one shilling to be paid by the said Board as and by way of
compensation for the damage to be sustained by the said John
Edward Venables Vernon by reason of the severing of the said lands
from the other lands of the said John Edward Venables Vernon or
otherwise injuriously affecting such other lands by reason of the
execution of the works by the said Dublin Port and Docks Act 1879
authorized. And I the said Sheriff do hereby adjudge and order the
said sum of one thousand nine hundred pounds and one shilling to be
paid by the said Dublin Port and Docks Board according to the
provisions of the said Lands ^{Consolidation} ~~Consolidation~~ Act 1845. In witness
whereof I have hereunto set my hand and Seal and the Jurors

QUEENS BENCH CHAMBERS.

County of Dublin) Petit Jury - Inquiry before Sheriff
 To wit.) 20 November 1882

Plaintiff
 Defendant.

- | | |
|--------------------------------------------------------|----------------|
| 1. John Cullen. 133 Harold's Cross. | Dairyman. |
| 2. William McKaye. Victoria Road, Dalkey. | Gent. |
| 3. John Butterly. Fairview | Farmer. |
| 4. John Cullen. Ballinascorney Upper. | Farmer |
| 5. Hugh McKean. 9 Belgrave Square East | Gent. |
| 6. John Butterly. Goosegreen Drumcondra | Farmer |
| 7. John Cullen. Ponds, Rathfarmham | Farmer |
| 8. Andrew McKenna. Balbutcher, Glasnevin | Farmer |
| 9. Peter Butterly. 9, Rathgar Road. | Greengrocer. |
| 10. John Cullen. Mion Lodge, Phibsboro Ave. | Farmer |
| 11. Andrew McKenna. Town of Howth | Farmer |
| 12. Henry Buttle. 6, Mountpleasant Ter. Ranelagh | Draper |
| 13. John Cullen. Castleknock | Horsedealer |
| 14. Andrew J. McKenna. Dollymount, Chontarf. | Com. Agent. |
| 15. Robert Byers. Herbert Ter. Blackrock | Com. Traveller |
| 16. John Cullen, College-land, Rathcoole | Farmer. |
| 17. Francis Joseph McKenna. Lr. Georges St. Kingstown. | Shopkeeper |
| 18. Andrew Byrne. Wellington St. Kingstown | Com. Traveller |
| 19. Lawrence Cullen. Corbally. | Farmer |
| 20. James McKenna, Balcadden, Howth. | Farmer |
| 21. Bryan Byrne. Sandycove, Kingstown | Car owner |
| 22. Mathew Cullen. Lansville, Monkstown | Dairyman. |
| 23. John McKenna. Town of Howth | Farmer |
| 24. Christopher Byrne. Dunleary, Kingstown. | Farmer. |

So answers

Joseph Wilson Sheriff.

8
aforsaid have hereunto set their hands and seals the day and year first above written.

Joseph Wilson (Seal)

Sheriff.

John Butterly (Seal) Francis-Jos. McKenna (Seal)

John Cullen (Seal) John Cullen (Seal)

Andrew Byrne (Seal) John X Cullen (Seal)

Andrew McKenna (Seal) Lawrence Cullen (Seal)

Hugh McKean (Seal) Christopher Byrne (Seal)

James McKenna (Seal) Peter Butterly (Seal)

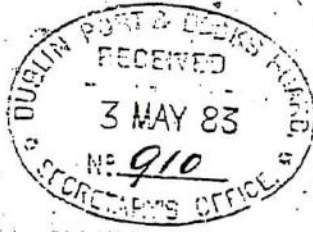
Witness to above signatures of the Sheriff and Jurors -

Henry S. Watson, Solicitor,

5, Foster Place, Dublin.

Exhibit 'H' referred to in the Statutory Declaration of Henry A. Gilligan made this 16th day of April, 1981

John J. Murtagh
Commissioner for Oaths



no 5 Foster Place
Dublin 3 May 1883

re Plot Land.

Sir

I beg to enclose herewith the certificates of the lodgment of the purchase money in this matter signed by the Accountant General, and also a map signed by the Engineer, Mr Franks & myself, showing the lands taken, which should be kept with the papers as a record of the proceedings in this matter.

Yours obediently

Henry J. Watson

H. Proud Esq.
Secretary.
Dublin Port & Dock Board.
Westmoreland St.

Copies to copy with maps
4 May 1883
Certificates sent to Acct. 19.5.83

Exhibit 'I' referred to in the Statutory Declaration of Henry A. Gilligan made this 16th day of April, 1981

Henry A. Gilligan

John J. Murtagh
Commissioner for Oaths

Exhibit 'J' referred to in the Statutory Declaration of
Henry A. Gilligan made this 16th day of April, 1901.

Henry A. Gilligan

John J. Murtagh
Commissioner for Oaths

*Dublin Port & Docks Board Act 1855
Lands Clauses Consolidation Act 1845*

Map showing the portions of the franchise of the River Liffey taken by the Dublin Port and Docks Board from John C. V. Vernon Esq. whom the portion was taken by deposition held by the Sheriff of the County Dub. and dated 2nd December 1855 is enclosed. The said portion is also Statute made and the portion taken under an Act of the Sheriff of the City of Dublin and a Jury and dated 1852 is enclosed. Each contains about 50 acres.

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*B. B. Stoney C. S.
April 30th 1883*

Henry A. Gilligan

*John J. Murtagh
Commissioner for Oaths*

Dublin Port & Docks Board
No. 28275

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