

Fee. rials furnished, and the time of filing such specification or copy of such contract, and the said Clerk shall in each case receive the sum of *one shilling*.

Date and duration of lien.

3. The lien so created by this Act shall take effect from such filing and such service of the said notice, and shall 5 continue in full force for the space of one year thereafter : such lien may be discharged on such Register at any time by the Clerk on the production to and filing with him of a certificate signed by the contractor, laborer or other person claiming such lien, that the claim for which 10 such lien was created is satisfied and discharged, which certificate shall be acknowledged or proved in the same manner as Deeds are required to be acknowledged or proved to entitle the same to be recorded.

Discharge of lien.

Mode of enforcing the lien.

4. Any owner and any contractor or laborer, or any 15 person furnishing materials in pursuance of any contract made by such contractor with such owner, or his said agent therefor, may, after such labor has been performed, or materials furnished, enforce or bring to a close such lien, by serving, or causing to be served personally on 20 such owner or his agent, contractor or laborer or person furnishing materials, a notice requiring him to appear in the Division Court of the County, City or Town in which such building is situated, either by person or by attorney, at a time certain on some day to be specified in such notice, 25 not less than twenty days from the service thereof, and submit to an accounting and settlement in such Court of the amount due or claimed to be due under such contract for the labor thus performed, or the materials thus furnished. 30

Bill of particulars.

5. At the time of, or within ten days after the service of such notice, a bill of particulars of the amount claimed to be due shall be served personally on such owner : and accompanying the same shall be a notice to produce a 35 bill of particulars of any offset which may be claimed to the same, within ten days thereafter, which shall be served in like manner.

Bill of offset.

Claimant not appearing.

6. In case such contractor, laborer or person furnishing materials shall not appear and produce his claim as specified in sections four and five, he shall for ever lose 40 the benefit and be precluded of his said lien ; and in case such owner shall not appear in pursuance of the requirements of the said sections, at the time and place specified in such notice, then his default may be entered in the Book of the Judge of such Division Court, and thereupon a 45 writ of inquiry and inquisition may issue to the Sheriff of the said County in which such City or Town may be situate, to be executed on the amount of such claim as shall be assessed by the said Division Court, as the case may be, and judgment shall be entered upon the same, and 50

Defendant not appearing.