

Upon Defendant's Appearance, or giving special Bail, the Bail Bond to be discharged.

Default is made: But whenever it shall so happen that the Defendant in the said Action do appear according to the Tenor of the Condition of the said Bond, and give Bail at Bar, to the Satisfaction of the Court, to abide by the final Issue and Determination of the Suit; or if the Defendant, from some Impediment, shall not appear, but nevertheless two sufficient Persons, to be approved of by the Court, shall offer to become Bail in manner aforesaid; in such case the Bail for Appearance only shall be discharged.

Writ or Process issued for any Sum without an Affidavit and Indorsement, the Defendant's Body shall not be liable to be arrested, but to be served personally with a Copy of such Writ or Process.

Defendant not appearing at Return, Plaintiff may enter a common Appearance, &c.

IV. *And be it further enacted*, That from and after the Publication hereof, if any Writ or Process shall issue out of the said Supreme Court of Judicature for the Sum of *Five Pounds*, or upwards, and no Affidavit and Indorsement shall be made as aforesaid, the Plaintiff or Plaintiffs named in such Writ or Process shall not proceed to arrest, or cause to be arrested, the Body of the Defendant or Defendants therein, but shall serve him, her, or them, personally with a Copy of such Writ or Process; and if such Defendant or Defendants do not thereupon appear at the Return thereof, or within *Four Days* next after such Return, then and in such case it shall and may be lawful to and for the said Plaintiff or Plaintiffs, upon Affidavit being duly made and filed in the said Supreme Court of Judicature, of the personal Service of such Writ or Process as aforesaid (which said Affidavit shall be filed *gratis*,) to enter a common Appearance, or to file common Bail for the Defendant or Defendants, and to proceed thereon as if such Defendant or Defendants had actually entered his, her, or their Appearance, or filed common Bail; any Law or usage to the contrary notwithstanding.