

*certainty as will shew out of what land and property dower is claimed,]* and whereof she complains that you deforce her; or that you appear within sixteen days either to disclaim any right or estate of freehold in the said land and property, or to defend yourself against her claim.

Witness, &c.

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Date of writ, when issued and when returnable.

5. Every such writ shall bear date on the day on which it is issued, and shall be issued out of the proper office in the county wherein the lands lie, and shall be in force for six months, and shall be returnable on the sixteenth day after service thereof, and shall be indorsed with the name and place of abode of the Attorney suing out the same, or (if no Attorney) the name and residence of the demandant shall be indorsed thereon in like manner as the indorsements on writs of summons in personal actions, and the same proceedings may be had to ascertain whether the writ was issued by the authority of the Attorney whose name appears indorsed thereon, and who the demandant is and her 15 abode, and as to the staying proceedings upon writs issued without authority as in personal actions.

Notice to be indorsed to defendants to appear and deny tenancy, or to appear only.

6. On every such writ and on each copy thereof shall be indorsed a notice, addressed to the defendants, which may be to the effect following: You are served with this writ to the intent that you may enter 20 an appearance and denial that you are tenant of the freehold of the lands mentioned in this writ, or that you may enter only an appearance, and take notice that unless, within sixteen days of the service hereof you enter an appearance with or without such denial, the demandant will have a right to sign judgment to recover as against you the dower 25 claimed, with costs of suit.

If demandant claims damages for detention, further statement necessary.

7. In case the demandant claims damages for detention of her dower, such notice shall contain a further statement that the demandant claims damages for the detention of her dower from some day to be stated in the notice. 30

Defendant may appear, and deny tenancy; and effect of such denial.

8. Any defendant named in the writ may appear within the time appointed, and with the appearance may file a notice, addressed to the demandant, setting out that he denies that he is tenant of the freehold of the lands mentioned in the writ, which denial shall, as against that individual defendant, be taken to admit the claim of the demandant to 35 dower, as stated in the writ.

Effect of appearance without denial.

9. Any defendant named in the writ may appear within the time appointed, and by filing an appearance without such denial shall be taken to admit that he is tenant of the freehold, and shall not afterwards be allowed to deny the same. 40

Tenant in possession not also tenant of freehold, to give notice to his landlord under penalty for neglect.

10. Every tenant in possession who is not also tenant of the freehold who is served with a writ under this Act, shall forthwith give notice thereof to his landlord or other person under whom he entered into possession, under the penalty of forfeiting the value of three years unimproved rent of the premises in the possession of such tenant to the per- 45 son under whom he entered into possession; to be recovered by action of debt to be brought in either of the Superior Courts of Common Law in Upper Canada.

Landlord may apply to Court to be substituted.

11. The landlord or other person under whom such tenant as is mentioned in the next preceding section, may, if he has not been served 50 with the writ of dower, apply to the Court or a Judge upon affidavit,