

copy of such order and of the prayer of the Plaintiff's Bill, shall be deemed good service upon such Defendant or Defendants, such order to direct also in what mode such service may be authenticated, in cases where such service may be effected without the jurisdiction of this Court; and in case such Defendant or Defendants shall, after such service make default in appearance by the time limited by such order and process aforesaid, the Plaintiff shall be at liberty to enter an appearance for such Defendant or Defendants, upon filing with the Registrar an affidavit of such service sworn as in such order directed; and if the Defendant shall not answer the Plaintiff's Bill within the time limited by such order, the Plaintiff shall be entitled to an order to set down the cause for hearing, in order that the Bill may be taken *pro confesso* against such Defendant or Defendants, upon filing with the Registrar his praecipe for that purpose; and thereupon a decree may be made and enforced against such Defendant or Defendants accordingly, unless the Court on special circumstances disclosed by affidavit, shall allow further time to such Defendant or Defendants to answer the Plaintiff's Bill; provided nevertheless that the following notice or such other notice as the Court may in any case direct, shall in such cases be endorsed on the said writ of subpœna and signed by the Solicitor for the Plaintiff,

ORDINARY NOTICE to be endorsed *ad respondendum* in Absent Defendant Cases :

“ You are served with this process to the intent that you may, “ either in person or by your Solicitor, appear in Her Majesty's “ Court of Chancery at Toronto, by filing your appearance with the “ Registrar of the said Court within—————after the service “ hereof upon you exclusive of the day of such service, and that “ you may answer a Bill of complaint filed against you by————— “ a copy of the prayer of which said Bill is served upon you here- “ with; and you will take notice, that unless you enter such appear- “ ance an appearance will be entered for you by the Plaintiff at “ the expiration of the said—————and unless you answer the “ said Bill at or before the expiration of—————after such ap- “ pearance shall have been entered by you or for you, you will be “ considered as confessing the truth of the several matters alleged “ in the said Bill of complaint, and a Decree will thereupon be “ made and enforced against you.”

Ordered that in case the Court shall think fit so to direct, it shall be competent for the Court to order that the Plaintiff be at liberty either to proceed against such absent Defendant by such personal service of process, or by publication of order by advertisement, according to the previous practice of the Court in that behalf; and in such case the Plaintiff shall be at liberty, for the purposes of such advertisement, to take the usual order in absent Defendant cases under the previous practice as aforesaid, without any further application to the Court in respect thereof.