

endorsed a notice to appear in the form in the schedule hereto, and if such person shall not appear, then after the expiration of the time for such appearance and the allowance of such service as aforesaid, the plaintiff in such action or suit may enter an appearance for such person, 5 and after any appearance entered may proceed to decree, judgment and execution thereon, in the same manner and times as in ordinary cases of personal service of process; and service of all papers and proceedings after process shall be sufficient by affixing a copy thereof in the principal office at Toronto of the Superior Court in which such action or suit is proceeding. 10

Judge in Chambers may grant time to Defendant to appear.

IV. And be it enacted, That in any such action or suit the Court in which such action or suit is brought or any Judge in Chambers may grant any such time to the 15 defendant for appearing, pleading, or taking any other step in the defence of such action or suit, as to such Court or Judge shall seem meet.

Conditions on which a judgment may be enforced.

V. And be it enacted, That whenever any judgment or decree shall be rendered in favour of any plaintiff or 20 party on service of process on any agent or person in charge of property as aforesaid, no such decree or judgment shall be enforced by any process or proceeding, until the plaintiff or party obtaining such decree or judgment or his attorney or agent, shall file an affidavit in the 25 cause, that he verily believes that such decree or judgment is just, and also shall give a bond with two sufficient sureties, and to an amount to the satisfaction of the Master, Clerk or Registrar of such Court, conditioned for a re-hearing of the action or suit in which such decree or 30 judgment has been rendered, provided such re-hearing shall be ordered by the Court in which such action or suit was brought, at any time within two years from the rendering of such decree or judgment.

Proviso.

Defendant not personally served may have a re-hearing.

VI. And be it enacted, That a re-hearing shall be al- 35 lowed to any defendant who has not been personally served with process by order of the Court in which the action or suit was brought, upon such terms as to giving security to pay or answer the decree or judgment that may be rendered on a re-hearing or otherwise, as such 40 Court shall direct; Provided always, that such re-hearing is applied for by such defendant within two years from the time of decree or judgment rendered.

Proviso.