

- 59.** The Court shall have authority to dismiss such proceedings upon payment of interest and costs, or on such other terms as it may deem equitable. Dismissing proceedings on terms.
- 60.** No proceeding shall be taken to recover any arrear of interest due on any Debenture after the lapse of two years from the time when the same shall have fallen due; provided, however, that an application to the Court by any Debenture holder, shall be deemed an application on behalf of all persons holding Debentures on the same lands so as to entitle them to recover all arrears of interest that may have accrued, due within two years previous to the date of such application. Limitation of right to recover arrears Proviso.
- 61.** The lawful owner of any Debenture which shall remain unpaid at the time appointed by such Debenture for payment of the principal thereof, may apply to the Court for a sale of the land charged therewith. If principal is due and unpaid.
- 62.** Provided that, if the owner of any Debenture and of the land chargeable therewith shall so consent, it shall be lawful for the Court to issue a new Debenture in place of such over due Debenture, which new Debenture shall bear such interest, and shall be payable at such time as shall be therein expressed. New debentures.
- 63.** Provided that, if the owner of any over due Debenture shall refuse to accept a new Debenture in lieu thereof, the owner of the land charged therewith may pay off the same, and apply to the Court to issue a new Debenture in lieu thereof, which new Debenture shall be issued to such person as the said owner shall direct. Owner may pay off old and obtain new debentures.
- 64.** Provided that, if the owner of any land shall be under any disability, the Court may appoint a Guardian *ad litem* for such owner; and the consent and directions of such Guardian shall have the same effect as if the owner had been under no disability and had given such consent or direction. Guardian to owner under disability.
- 65.** The Court shall have power to issue new Debentures under the provisions of the and Sections of this Act, chargeable on such parts only of the land on which the over due Debentures had been charged, as to the Court shall seem equitable; provided that no land shall, by virtue of the provisions of this Section, be charged with Debentures to a greater amount than is authorized by the 47th Section of this Act. New debentures on part only of the land.
- 66.** The Court shall fix and establish a Tariff of Fees payable under this Act. Tariff of fees.
- 67.** This Act shall apply to Upper Canada only. Act to apply to U. C. only.