

ARTICLE III.

Agents and Factors.

SEC. 1. Any person intrusted for the purpose of consignment or sale with any goods, wares or merchandise, except agricultural productions, and who shall have shipped or consigned the same in his own name, and any person in whose name any goods, wares and merchandise shall be shipped or consigned by any other person, shall be taken to be the true owner thereof, so far as to entitle the consignee to a lien thereon for any money or negotiable security advanced or given to or for the use of the person in whose name such goods, wares or merchandise shall be shipped or consigned, or for any money or negotiable security received by him to the use of such consignee, in the same manner as if such person were the true owner.

2. The provisions of the preceding section shall not apply to any case where the consignee shall have notice by the bill of lading or otherwise, at or before the time of any advance of such money or negotiable security, or of such receipt of money or negotiable security for which such lien is claimed, that the person so shipping or consigning in his own name or in whose name any goods, wares or merchandise shall be shipped or consigned by any other person is not the actual and bona fide owner thereof.

3. Any person intrusted with and in possession of any bills of lading, store keeper's or inspector's certificate, order for the delivery of goods, or other document showing possession, shall be deemed the true owner of the goods, wares or merchandise described therein, so far as to give validity to any contract thereafter to be made by such person with any other person or body corporate for the sale or disposal of the said goods, wares or merchandise, or for the pledge or deposit thereof as a security for any money or negotiable instrument advanced or given on the faith of such documents, or either of them; *Provided*, that such person or body corporate shall not have notice by such document or otherwise, that the person so intrusted is not the actual and bona fide owner of such goods, wares and merchandise.