

1910, ch. 346, sec. 54 (p. 283).

57. A person who for value negotiates or transfers a document of title by indorsement or delivery, including one who assigns for value a claim secured by a document of title, unless a contrary intention appears, warrants—

(a) That the document is genuine;

(b) That he has a legal right to negotiate or transfer it;

(c) That he has knowledge of no fact which would impair the validity or worth of the document; and

(d) That he has a right to transfer the title to the goods, and that the goods are merchantable or fit for a particular purpose, whenever such warranties would have been implied if the contract of the parties had been to transfer without a document of title the goods represented thereby.

See art. 14, sec. 35, and art. 14 A, sec. 44.

1910, ch. 346, sec. 55 (p. 283).

58. The indorsement of a document of title shall not make the indorser liable for any failure on the part of the bailee who issued the document, or previous indorsers thereof, to fulfill their respective obligations.

See art. 14, sec. 36, and art. 14 A, sec. 45.

1910, ch. 346, sec. 56 (p. 283).

59. The validity of the negotiation of a negotiable document of title is not impaired by the fact that the negotiation was a breach of duty on the part of the person making the negotiation, or by the fact that the owner of the document was induced by fraud, mistake or duress to entrust the possession or custody thereof to such person, if the person to whom the document was negotiated, or a person to whom the document was subsequently negotiated, paid value therefor, without notice of the breach of duty, or fraud, mistake or duress.

1910, ch. 346, sec. 57 (p. 283).

60. If the goods are delivered to a bailee by the owner, or by a person whose act in conveying the title to them to a purchaser in good faith for value would bind the owner, and a negotiable document of title is issued for them, they can not thereafter, while in the possession of such bailee, be attached by garnishment or otherwise or be levied upon under an execution unless the document be first surrendered to the bailee or its negotiation enjoined. The bailee shall in no case be compelled to deliver up the actual possession of the goods until the document is surrendered to him or impounded by the court.

See art. 14, sec. 24, and art. 14 A, sec. 25.

1910, ch. 346, sec. 58 (p. 283).

61. A creditor whose debtor is the owner of a negotiable document of title shall be entitled to such aid from courts of appropriate juris-