

in proper cases. All monies received by the Commissioner of Motor Vehicles pursuant to the provisions of this sub-title, except such as shall be necessary for the purpose of making refunds, as in this sub-title provided, shall be accounted for and remitted by said Commissioner to the State Treasurer, who shall create a special fund thereof. Out of the special fund so created, the State Treasurer shall first pay, within the limits of the appropriations made by the General Assembly, all the salaries and expenses of the office of the Commissioner of Motor Vehicles and of the Traffic Court of Baltimore City. The balance of said fund shall be disbursed, upon warrant to the Comptroller, as follows: one-fifth thereof shall be paid to the Mayor and City Council of Baltimore, for use on its roads, and the remaining four-fifths shall be credited to the account of the State Roads Commission of Maryland, to be used for the oiling, maintenance, reconstruction and repair of State roads and State-aided roads, and for no other purpose.

**Disposition of Lost, Abandoned and Stolen Motor Vehicles, Etc.**

1927, ch. 520, sec. 178A.

**178A.** Whenever the owner, or person, firm or corporation, entitled to the possession of any motor vehicle, or part thereof, in the custody of the Commissioner of Motor Vehicles, cannot be located and fails to claim said motor vehicle, or part thereof, for a period of three months after said motor vehicle, or part thereof, came into the custody of the said Commissioner of Motor Vehicles, the same may be disposed of by the Commissioner of Motor Vehicles, at public sale, at some place which shall be convenient and accessible to the public, at any time between the hours of 10 A. M. and 6 P. M., provided the time, place and terms of said sale, together with a full detailed description of said motor vehicle, or part thereof, shall be inserted in one or more daily newspapers published in the city or county where said sale is to take place, at least once each week for two successive weeks prior to said sale; and provided, further, that a registered notice shall be mailed at least ten days prior to said sale to the owner, lien holder, if any, shown on the records of the Commissioner of Motor Vehicles, or person, firm or corporation entitled to the possession of said motor vehicle, or part thereof, if his or its address be known, or if it can be ascertained by the exercise of reasonable diligence. If said address cannot be ascertained by the exercise of reasonable diligence, then such notice shall not be required to be given. Any excess in the amount of the selling price of said motor vehicle, or part thereof, at said sale, over and above the expenses thereof, and the amount of the storage and repair charges, incurred by the Commissioner of Motor Vehicles during the period in which said motor vehicle, or part thereof, was in his custody, and after the payment of all liens to which said motor vehicle, or part thereof, may be subject, in order of their priority, shall be accounted for and remitted by said Commissioner to the State Treasurer, who shall create a special fund thereof. If the owner, or person, firm or corporation, entitled to the possession of said motor vehicle, or part thereof, shall present to the Commissioner a claim for such excess, at any time within one year from the date of the sale, the