

propriate legal proceedings, and the lien of such custodian shall continue until the final determination of such action, whereupon execution may issue and the property be sold under the same. The remedy of attachment shall also lie in appropriate cases.

The owner of any motor vehicle withheld for the payment of a bill contracted as aforesaid and disputed in whole or in part, shall be entitled to possession of the same upon first paying or tendering to the holder of such lien the amount of his bill, if any, which is admitted to be due and owing, together with a bond executed by such owner with some surety corporation authorized to do business in this State conditioned upon the payment of any final judgment, with interest and costs, which may be adjudged against the owner in any action at law instituted by the holder of such lien within six months from the date of such tender, the penalty of such bond to be in double the amount of the claim of the holder of such lien.

Whenever it may happen that there is no dispute as to the amount of the claim, the said lien may be enforced in the manner provided for the enforcement of a warehouseman's lien by the Public General Laws of this State.

The remedies for enforcing the aforesaid lien herein provided shall not be taken to preclude any other remedies allowed by law for the enforcement of a lien against personal property, nor bar the rights to recover so much of the custodian's claim as shall not be paid by the proceeds of the sale of the property.

1918, ch. 465, sec. 4.

633. Every person who shall at any garage or other place at which Automobiles, Trucks or other motor vehicles are kept at livery, on storage, or for on or about which labor, repairs, electric current, sundries, oils or gasoline are furnished, obtain or procure any of the same, and shall fraudulently fail to pay for such; and every person who, after obtaining credit or accommodations at any garage or other place at which automobiles, trucks or other motor vehicles are kept at livery, on storage, or for on about which labor, repairs, electric current, sundries, oils or gasoline are furnished, shall fraudulently take or remove such automobile, truck or other motor vehicle therefrom without discharging the debt as aforesaid incurred, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by fine of not more than One Hundred Dollars or by imprisonment in jail for a term of not more than six months, or by both such fine and imprisonment in the discretion of the court. And in determination of any question arising under this section the fact that such removal was without the knowledge or consent of the proprietor or manager of such garage or other place at which automobiles, trucks or other motor vehicles are kept at livery, on storage or for, on or about which labor, repairs, electric current, sundries, oils or gasoline are furnished, shall be treated as presumptive evidence that such removal was fraudulent.