

the duty of each of said clerks, upon application being made to him in accordance with the requirements of the preceding section, to record the said statements or accounts filed with him and, immediately thereafter, he shall docket a case between the parties to the claim, entering the claimant as plaintiff and the boat and its owner and the owner's agent, where the debt was contracted by an agent, as defendant, and the day when such claim was filed, and the amount thereof; and the clerk shall be entitled to fifty cents for each entry, to be paid by the defendant and taxed as costs against him, for which and for other costs in prosecuting the claim the defendant shall be liable, in case the lien be established; the clerk to be allowed the same fees for recording said statement or account as are now allowed for recording deeds or bills of sale.

1888, art 63, sec. 47. 1860, art. 61, sec. 47. 1856, ch. 294, sec 2
1865, ch. 190

46. Every such boat or vessel against which an account or statement shall be filed under this article shall be subject to a lien for the debt and cost justly chargeable against it for two years from the day on which the account or statement shall be filed and no longer; but the claimant may have the benefit of any other lien upon said boat or vessel to which he may be entitled by mortgage, bill of sale, or otherwise.

Ibid sec. 48. 1860, art. 61, sec. 48. 1856, ch. 294, sec 3.

47. The lien given by this article on boats or vessels shall not entitle the claimant to preference over creditors or claimants secured by mortgage or bill of sale properly executed and recorded before the claim to be secured by such lien shall have accrued.

Ibid. sec. 49 1860, art 61, sec. 49 1856, ch. 294, sec. 4.

48. The claimant under such lien on any boat or vessel may, at any time after his claim has been filed as aforesaid within the period to which he is entitled to the benefit of his lien, sue out of the court in which his claim is filed a writ of *scire facias* directed to the sheriff of the county or city, and returnable to the next ensuing court that shall sit within twenty days after the issuing of the writ.

Ibid. sec. 50. 1860, art. 61, sec. 50. 1856, ch. 294, sec. 4.

49. The sheriff shall immediately serve such writ on the owner or his agent, if the agent have charge of the boat or