

charges so incurred, and may lawfully retain the same until said charges have been paid, or until said lien is extinguished or discharged as hereinafter provided. Said lien shall be superior to the rights of the holders of conditional sale contracts, bills of sale, chattel mortgages or other liens or claims of any kind which are not executed and recorded as required by law, but shall be subordinate to the rights of holders of such conditional sale contracts, bills of sale, chattel mortgages or other liens or claims where the same have been executed and recorded as required by law. Surrender or delivery of any motor vehicle subject to the lien aforesaid shall operate as a waiver or extinguishment of the same as against third persons without notice thereof, but shall not operate as such waiver or extinguishment as against the owner, or as against third persons with notice.

In case of a dispute as to the amount of the charge of such garage keeper or other custodian as aforesaid, such dispute shall be determined by appropriate 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