

*tion under said lien until the amount thereof shall have been judicially determined; and in any suit against the owner of said boat by such lien claimant after filing of such bond, if any defendant is returned non est, service may be secured by publication as in the case of a suit against a non-resident, provided, however, that suit be instituted within six months from the presentation of said bond, otherwise the bond is to be null and void.*

36.

*Any corporation, firm, individual, association or person who may have a lien under this subtitle or any boat or part thereof for repairs, rebuilding or storage, or having furnished for or on account of said boat and parts or accessories may, if the account is due and unpaid for a period of thirty days and if the lienor still retains possession of the same, sell said boat or part thereof at public sale at some place which shall be convenient and accessible to the public at any time between the hours of 10 o'clock A.M. and 6 o'clock P.M., provided the time, place and terms of said sale, together with a full detailed description of said boat or part thereof shall be inserted in one or more 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 of said boat or part thereof, if his address be known, or if it can be ascertained by the exercise of reasonable diligence, or by mailing said notice by registered mail to the person who gave the order for said repairs, storage, rebuilding, parts or accessories. If the address of neither of said persons is known, and by the exercise of reasonable diligence cannot be ascertained, then such notice shall be mailed to "General Delivery" at the post office of the city or county where the business of said lienor is located. Any excess in the amount of the selling price of said boat or part thereof at said sale over and above the expenses thereof, including a reasonable attorney's fee and the amount of said lien, shall be remitted to the owner of said boat or part thereof.*

37.

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

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1972.*

Approved May 26, 1972.

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CHAPTER 424

(Senate Bill 534)

AN ACT to repeal and re-enact, with amendments, Section 125 (c) (1-7) of Article 26 of the Annotated Code of Maryland (1971