

IC 32-33-14

Chapter 14. Warehouseman's Lien

IC 32-33-14-1

Property and services subject to lien

Sec. 1. (a) All persons, firms, limited liability companies, and corporations engaged in the business of storing, warehousing, and forwarding goods, wares, and merchandise have a lien upon all goods, wares, and merchandise left with them for storage, warehousing, or forwarding, to the extent of the:

- (1) value of the services of storage, warehousing, or forwarding;
- (2) fair and reasonable charges for transporting the goods, wares, and merchandise to the place of storage, warehousing, or forwarding; and
- (3) fair and reasonable charges for packing, crating, and otherwise placing the goods, wares, and merchandise in condition to be stored, warehoused, or forwarded.

(b) However, the goods subject to a lien under this section must remain in the possession of the person, firm, limited liability company, or corporation engaged in the business.

As added by P.L.2-2002, SEC.18.

IC 32-33-14-2

Sale of property; notice

Sec. 2. (a) If goods, wares, or merchandise have remained in the possession of a person, firm, limited liability company, or corporation described in section 1 of this chapter for a period of at least six (6) months without the payment of the charges due, the goods, wares, or merchandise, or as much of the goods, wares, or merchandise as is necessary, may be sold at public auction to pay the amount of the lien and the expenses of the sale.

(b) Before a sale under subsection (a), the person, firm, limited liability company, or corporation described in section 1 of this chapter must give public notice of the time and place of the sale by advertisements set up for a period of ten (10) days in three (3) public places in the city or township in which the goods, wares, or merchandise are located. One (1) of the advertisements must be:

- (1) displayed in a conspicuous part of the place of business of the person, firm, limited liability company, or corporation; or
- (2) if the value of the article or articles is at least ten dollars (\$10), published for three (3) weeks successively in a newspaper published in the county or city in which the goods are located.

(c) The notice given under subsection (b) must:

- (1) state the time, place, and date of sale;
- (2) give a general description of the goods to be sold; and
- (3) state the name of the person to whom a receipt for the goods was issued.

As added by P.L.2-2002, SEC.18.

IC 32-33-14-3**Proceeds of sale; disposition**

Sec. 3. The proceeds of a sale under section 2 of this chapter, after payment of all lien charges, together with the expenses of notice and sale, shall, if the owner is absent from the sale, be deposited with the county treasurer of the county in which the sale occurred. A receipt shall be issued for the proceeds. The proceeds are subject to the order of the person legally entitled to the proceeds.

As added by P.L.2-2002, SEC.18.