

554.7209 Lien of warehouse operator.

1. A warehouse operator has a lien against the bailor on the goods covered by a warehouse receipt or on the proceeds thereof in the warehouse operator's possession for charges for storage or transportation (including demurrage and terminal charges), insurance, labor, or charges present or future in relation to the goods, and for expenses necessary for preservation of the goods or reasonably incurred in their sale pursuant to law. If the person on whose account the goods are held is liable for like charges or expenses in relation to other goods whenever deposited and it is stated in the receipt that a lien is claimed for charges and expenses in relation to other goods, the warehouse operator also has a lien against that person for such charges and expenses whether or not the other goods have been delivered by the warehouse operator. But against a person to whom a negotiable warehouse receipt is duly negotiated a warehouse operator's lien is limited to charges in an amount or at a rate specified on the receipt or if no charges are so specified then to a reasonable charge for storage of the goods covered by the receipt subsequent to the date of the receipt.

2. The warehouse operator may also reserve a security interest against the bailor for a maximum amount specified on the receipt for charges other than those specified in subsection 1, such as for money advanced and interest. Such a security interest is governed by the Article on Secured Transactions (Article 9).

3. *a.* A warehouse operator's lien for charges and expenses under subsection 1 or a security interest under subsection 2 is also effective against any person who so entrusted the bailor with possession of the goods that a pledge of them by the bailor to a good faith purchaser for value would have been valid but is not effective against a person as to whom the document confers no right in the goods covered by it under section 554.7503.

b. A warehouse operator's lien on household goods for charges and expenses in relation to the goods under subsection 1 is also effective against all persons if the depositor was the legal possessor of the goods at the time of deposit. "Household goods" means furniture, furnishings and personal effects used by the depositor in a dwelling.

4. A warehouse operator loses the warehouse operator's lien on any goods which the warehouse operator voluntarily delivers or unjustifiably refuses to deliver.

[R60, § 1898, 1899; C73, § 2177, 2178; C97, § 3130; S13, § 3138-a27, -a28, -a29, -a30, -a31, -a32; C24, 27, 31, § 96879692, 9741, 10326; C35, § 96879692, 9751-g24, 10326; C39, § **96879692, 9751.24, 10326**; C46, 50, 54, 58, 62, § 542.27542.32, 543.24, 543.25, 575.2; C66, 71, 73, 75, 77, 79, 81, § 554.7209]