6-21/210.00 Seizure From Third Party

If the property is in the possession of a warehouse or other lienholder claiming a storage, material or labor lien dependent on possession (CC 3051, 3051a), the plaintiff may payoff the lien either directly or through the levying officer. In this event the lien would be extinguished and the levying officer may take the property from the warehouse or other bailee as an agent of the defendant. Without prior payment, the property cannot properly be taken unless the lienholder is a named defendant and covered by the undertaking. (International Airports, Inc. v. Finn, 132 CA 293)