

then he had be released from custody on giving his personal recognizance to appear and answer for such violation at such time and place as shall then be ordered, secured by the deposit of a sum equal to the maximum fine for the offense with which he is charged, or in lieu thereof, by leaving the motor vehicle owned by such person, with or in the custody of such justice of the peace, police justice or clerk of such police court, or, in case such justice of the peace or police justice is not accessible, be forthwith released from custody, on giving his name and address to the officer making such arrest, and depositing with such officer a sum equal to the maximum fine for the offense for which such arrest is made, or, in lieu thereof, by leaving the motor vehicle owned by such person with such officer; provided, that in such case, the officer making such arrest shall give a receipt in writing for such sum or vehicle, and by endorsements on such receipt notify such person to appear before the nearest justice of the peace or police justice or court on the following day, naming him or it, and specifying the place and hour. In case security shall be deposited, as in this section provided, it shall be returned to the person depositing the same forthwith on such person being admitted to bail, on the surrender of the receipt or voucher given at the time to such person. If a motor vehicle shall be deposited as security as aforesaid, and the owner thereof so elect and pay the expense thereof, the same shall be taken to the nearest garage or other place where the same can be properly kept and protected, and there left subject to the order of the officer or justice in whose custody it was left as aforesaid. Any officer or other person using or operating any motor vehicle so left in custody as aforesaid shall be deemed guilty of a misdemeanor, and upon conviction, shall be sentenced to pay a fine not exceeding one hundred dollars, or in default thereof be imprisoned for a period not exceeding sixty days. If the person depositing such security as aforesaid shall fail to appear before the magistrate or court at the time specified, the amount deposited by him may be declared forfeited, and be disposed of as money deposited for bail in other cases, or the motor vehicle so left as security may be sold at public auction after ten days' notice to the owner at the address given, and by handbills publicly posted, such sale to be by order of the justice of

Surety
returned on
surrender of
receipt.

Security
declared
forfeited.