WEST VIRGINIA CODE: §46-9-333

§46-9-333. Priority of certain liens arising by operation of law.

- (a) "Possessory lien." In this section, "possessory lien" means an interest, other than a security interest or an agricultural lien:
- (1) Which secures payment or performance of an obligation for services or materials furnished with respect to goods by a person in the ordinary course of the person's business;
- (2) Which is created by statute or rule of law in favor of the person; and
- (3) Whose effectiveness depends on the person's possession of the goods.
- (b) Priority of possessory lien. A possessory lien on goods has priority over a security interest in the goods unless the lien is created by a statute that expressly provides otherwise.

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