

shall be excess over eight thousand five hundred (8,500) pounds whether such motor vehicles are equipped with solid or pneumatic tires.

A petition filed by public service commission under art. 23, sec. 383, held good on demurrer. Where owner of truck hires it to B for purpose of transporting such persons as latter designates, he is a common carrier and must secure permit from P. S. C. Towers v. Wildason, 135 Md. 677, distinguished. Goldsworthy v. Public Service Comn., 141 Md. 679.

The owner of an automobile who carries five men to and from their work for an agreed compensation, is not a common carrier and does not operate his car "for public use," and hence need not comply with this section. This and the following sections contrasted with sec. 182, *et seq.* Towers v. Wildason, 135 Md. 683.

See sec. 171 and notes, and sec. 258, *et seq.*

1924, ch. 291, sec. 189A.

252. Corporations, groups of individuals and associations engaged in the transportation of their stockholders, shareholders, or members whether on the cooperative plan or otherwise shall be included within the provisions of this sub-title.

An. Code, sec. 190. 1916, ch. 610, sec. 2.

253. Each and every such motor vehicle so registered shall operate only on the route and schedule set forth in said application during the year for which said license is issued. It shall be the duty of the Motor Vehicle Commissioner, upon the presentation of a permit from the Public Service Commission of Maryland, authorizing the motor vehicle owner to operate on a certain route, to furnish the motor vehicle owner with a distinguishing plate or marker, which, in addition to the other matters otherwise by law provided to be placed thereon, shall bear the letter stating the Class under which such vehicles shall operate, such as, A-No., B-No., and C-No. No such motor vehicle owner shall change said schedule or route of his motor vehicle during any year for which a certificate has been issued, without a permit, in writing, made in duplicate, from the Public Service Commission of Maryland, a copy of which shall be sent to the Motor Vehicle Commissioner before said schedule is changed, whereupon a proper readjustment of charges shall be made upon the basis aforesaid. But nothing in this sub-title shall be construed to prevent an owner or operator of such regularly licensed vehicles from replacing in an emergency such vehicles by a substitute vehicle in order to maintain the schedule approved as herein provided, or in an emergency from operating, temporarily, reserve vehicles on such routes and schedules approved as aforesaid for the public accommodation. The license, or registration fees charged under this sub-title shall be on the basis of the entire year, but may be issued on or after the first day of July in any year for the remainder of the year expiring on the thirty-first day of December, in which event one-half of the yearly fee shall be paid. No portion of the license or registration fee paid as aforesaid will be refunded for any part of the year during which said license is not used.

An. Code, sec. 191. 1916, ch. 610, sec. 3.

254. It shall be the duty of the Motor Vehicle Commissioner to keep a separate account of all moneys collected under this sub-title, and any