

said application besides the other matters by law provided; (a) the seating capacity for passengers of said motor vehicle; (b) the route on which said motor vehicle is to be used; (c) whether reserve or substitute motor vehicles are maintained by the applicant to be used only in emergencies, and if so, the number of such reserve and substitute motor vehicles and a complete description of each, such motor vehicles when in use to be designated by a special marker to be furnished by the Commissioner of Motor Vehicles; (d) the length of the route in miles on State, State-Aid, improved County roads, and streets and roads of incorporated towns and cities, respectively, in the State of Maryland; (e) the weight of the vehicle; and (f) the schedule under which it shall be operated; and (4) for each such motor vehicle, except reserve or substitute vehicle, an annual fee shall be paid to the Commissioner of Motor Vehicles for certificates of registration issued by him, of one-eighteenth ($1/18c$) of a cent per each passenger seat multiplied by the total number of miles that said application shall show will be traveled by such motor vehicle over State, State-Aid, improved County roads, and streets and roads of incorporated towns and cities in the State of Maryland, during the year for which said certificate is issued, and no other additional fees, licenses or tax, shall be charged by the State or any County or municipal sub-division of the State except the property tax and gasoline tax in respect to such vehicles or their operation.

A copy of the application filed with the Commissioner of Motor Vehicles shall be forwarded to the State Roads Commission, which shall thereupon compute the fee payable by each motor vehicle owner for each motor vehicle for which application for registration has been made.

Such computation shall be based upon the mileage to be traversed by said motor vehicle upon all highways having a hard, smooth surface, composed of gravel, shells, crushed stone, concrete, paving blocks, asphalt, or other similar substances.

The State Roads Commission shall have authority, in disputed cases, to determine which roads and streets upon which such motor vehicles are to be operated should be included in the computation.

The State Roads Commission, after making such computation, shall forthwith certify the same to the Commissioner of Motor Vehicles, whereupon the fee shown to be payable by said computation shall immediately be paid by such motor vehicle owner to the Commissioner of Motor Vehicles.

This section, *et seq.*, valid. The operation of motor vehicles for carrying passengers for hire each Sunday over same route comes within provisions of this and following sections, though passengers went through form of chartering vehicles; injunction refused as aid in circumventing law. *Restivo v. Pub. Serv. Comm.*, 149 Md. 34.

This section does not deny equal protection of laws since it applies to residents and non-residents alike, and does not impose illegal burden on interstate commerce. *Red Star Line v. Baughman*, 153 Md. 609.

To first note to this section. page 2046, vol. 2, Code, add Rutledge Assn. *v. Baughman*, 153 Md. 306.

See notes to secs. 255 and 262.