

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, provided, however, that reductions in said fee occasioned by change of route or schedule or abandonment of route, shall be allowed as a credit upon all sums payable by such motor vehicle owner, in the course of the current calendar year, for excess mileage of any motor vehicle registered in the name of such owner under the provisions of this sub-title.

Application for readjustment of fees should be made during license year; procedure for readjustment after license year, is through Governor or Treasury Dept.; mandamus will not lie to recover excess paid into State Treasury. Suit against state. *Red Star Line v. Baughman*, 153 Md. 610 (arose prior to Act 1927, ch. 620).

See notes to secs. 251 and 255.

254.

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An. Code, 1924, sec. 255. 1912, sec. 192. 1916, ch. 610, sec. 4. 1922, ch. 401, sec. 4. 1927, ch. 620, sec. 255.

255. It shall be the duty of the Public Service Commission of Maryland, upon the application of any motor vehicle owner for a permit to operate any motor vehicle for the public transportation of passengers over any specified route, to investigate the expediency of granting said permit; the number of motor vehicles to be used, and the rate to be charged, and if, in the judgment of the Public Service Commission, it is deemed best for public welfare and convenience that said permit should be granted, said Public Service Commission is hereby empowered and authorized to grant such permit subject to such reasonable conditions and terms, and for such duration of time, not exceeding the period of twenty years, as it may deem advisable, provided, however, that permits to operate over the streets of the City of Baltimore shall not be granted for periods in excess of one year. But if said Public Service Commission deems the granting of such permit prejudicial to the welfare and convenience of the public, then the said Public Service Commission is hereby empowered and authorized to refuse the granting of the same. The said Public Service Commission of Maryland is further empowered and authorized to make such rules and regulations as it may deem necessary to govern the control and operation of same, and enforce the same by such penalties or forfeitures as it may prescribe, including the revocation of the permit granted under the provisions of this sub-title.

The Public Service Commission having granted a bus company a permit to operate busses between Baltimore and Eastern Shore points, via the Annapolis-Claiborne Ferry, held that the court would not interfere on ground that operation of busses would reduce revenues of W., B. & A. R. Co. *Pub. Serv. Commn. v. Williams*, 167 Md. 316.

See notes to sec. 251.

1933, ch. 596, sec. 255A.

255A. Upon complaint filed with the Public Service Commission by any carrier setting forth under affidavit that a permit granted such carrier