

DECISIONS OF

Pennsylvania Public Utility

Commission

VOLUME 25



HARRISBURG, PENNSYLVANIA

1947

TABLE OF CASES

A.

	<i>Page</i>
Accounting proposed by Pennsylvania Power and Light Company to effect tentative reclassification of its plant accounts in compliance with the Commission's accounting regulations	1
Adams Transit Company et al., Pennsylvania Utility Commission <i>v.</i>	508
Agreement dated November 20, 1944, between Borough of East Rochester and Pennsylvania Railroad Company	406
Agreement dated July 24, 1945, between Susquehanna Sewer Company and City of Sunbury	386
Airlines Transportation Company, Application of	165
Alko Express Lines et al., Pennsylvania Public Utility Commission <i>v.</i> ..	282, 737
Allentown-Bethlehem Gas Company and Pen Argyl Gas Company, Applications of	298
Alwine, Arthur L., Application of	581
Armour, Russell O., Application of	739
Averill, James A., t/a Averill Trucking Company, Application of	618
Aviation Bus Transportation Company, McCallum and Oliver, Copartners, t/a, Application of	544

B.

Baltimore and Ohio Railroad Company, Applications of	155, 255
Baltimore and Ohio Railroad Company, Limbach Company <i>v.</i>	683, 721
Baltimore and Ohio Railroad Company et al., Whiterock Quarries, Inc., <i>v.</i>	333
Bangor Borough, Applications of	442, 588
Beaver Valley Motor Coach Company et al., Applications of	427
Bellefonte Central Railroad Company, Application of	556
Benson Borough Water Company, Applications of	268
Bethlehem, City of, and Northampton County, Application of	159
Blythe Township Authority, Schuylkill County, Application of	43
Boswell Borough Authority, Somerset County, Application of	702
Braddock Township, Stephen M. Vavra et al., <i>v.</i> James J. Dawson	478
Butler Motor Coach Company and Graham Aviation Flying School, Inc., MacDonald and Winters t/a, Harmony Short Line Motor Transportation Company <i>v.</i>	613

C.

Capital Bus Company, Maguire and Maguire, Copartners, t/a, Application of	608
Central Beer Company, Eugene V. Fleckenstein t/a, <i>v.</i> Lester F. Frank, t/a Frank Delivery Service	552
Central Railroad Company of New Jersey, Debtor, Application of Pitney and Gardner, Trustees of property of	169, 464
Chadwick, Thomas G., t/a Chadwick Service, Application of	380
Charleroi, Borough Authority of, Borough of North Charleroi <i>v.</i>	624
Cheltenham and Abington Sewerage Company, Benjamin H. Davis et al., <i>v.</i>	331, 382
Cheltenham and Abington Sewerage Company, Objections to special assessment by	479
Clearfield Borough Authority, Clearfield County, Application of	709
Colonial Gardens Corporation <i>v.</i> Philadelphia Suburban Water Company	421, 736
Conemaugh Township Water Company, Applications of	268

	<i>Page</i>
Conestoga Transportation Company, Application of	519
Cooper, Joseph E., t/a Cooper's Motor Freight, Application of	484
Cowan and Tyrrell, Application of	644

D.

Davis, Benjamin H., et al., <i>v.</i> Cheltenham and Abington Sewerage Company	331, 382
Dawson, James J., Braddock Township, Stephen M. Vavra et al., <i>v.</i>	478
Defrancesco, Albert, t/a Hazle Cab Company, Application of	505
Delaware, Lackawanna and Western Railroad Company, Applications of	175, 247, 647
Delp, Wilmer P., Application of	150
Delp, Wilmer P., North Penn Transfer, Inc., <i>v.</i>	150
Deluxe Radio Cab Company, Walter G. Graham, t/a, Application of	388
Department, Highways, Commonwealth of Pennsylvania, Applications of	328, 361, 369, 491, 510
Department, Highways, Commonwealth of Pennsylvania <i>v.</i> Pennsylvania Railroad Company et al.	651
Reading Company et al.	206
Detwiler and Furry, Copartners, t/a New Enterprise Stone and Lime Company, Application of	416

E.

East Broad Top Railroad and Coal Company, North American Refractories Company, General Refractories Company <i>v.</i>	209
East Rochester Borough and Pennsylvania Railroad Company, Agreement between, dated November 20, 1944	406
Elizabethtown Water Company, Pennsylvania Public Utility Commission <i>v.</i>	22
Equitable Gas Company, Pennsylvania Public Utility Commission <i>v.</i>	258, 302, 408
Erdley and Arnold, Copartners, t/a New Pennsylvania Motor Freight, Application of	560
Erie Railroad Company, Pennsylvania Public Utility Commission <i>v.</i>	611

F.

Factoryville Borough <i>v.</i> Nokomis Water Company	620
Fairmount Transit Company, Application of	635
Ferens, Frank, Application of	214
Ferraro, Alfred J., Applications of	520
Fleckenstein, Eugene V. t/a Central Beer Company <i>v.</i> Lester F. Frank, t/a Frank Delivery Service	552
Follmer Trucking Company, Application of	657
Frank, Lester F., t/a Frank Delivery Service, Eugene V. Fleckenstein t/a Central Beer Company <i>v.</i>	552
Frock, Lester H., t/a Lincoln Bus Lines, Application of	765

G.

Getter, Theodore F., Agent for Mary M. Getter <i>v.</i> Lechauweki Springs Water Company	586
Giesen, Henry J., t/a Henry's Taxi; and Swartz and Patrickonis, Copartners, t/a Royal Cab; Schuylkill Transit Company, Applications of ..	697

TABLE OF CASES

vii

	<i>Page</i>
Godfrey's Motor Freight, Patz and Goldberg, Copartners, t/a, Pennsylvania Public Utility Commission <i>v.</i>	227
Grade crossing of tracks at Hagerstown Division of Western Maryland Railway Company	245
Graham, Hilda, et al., <i>v.</i> Heile and Rieger t/a Russelton-Curtisville Gas Utilities	606
Graham, Walter G., t/a Deluxe Radio Cab Company, Application of	388

H.

Hanlon, B. N. <i>v.</i> New Castle and Lowell Railway Company et al.	771
Pittsburgh, Youngstown and Ashtabula Railway Company et al.	771
Harmony Short Line Motor Transportation Company <i>v.</i> MacDonald and Winters t/a Butler Motor Coach Company and Graham Aviation Flying Schools, Inc.	613
Hazle Cab Company, Albert Defrancesco t/a, Application of	505
Heile and Rieger t/a Russellton-Curtisville Gas Utilities, Hilda Graham, et al. <i>v.</i>	606
Henry's Taxi, Henry J. Giesen t/a, Application of	697
Highways, see Department, Highways.	
Hoopes, Frank P., t/a T. L. Smith & Son, Application of	277

J.

Johnstown Water Company and Saltlick Water Company, Application of	592
--	-----

K.

Kane and Elk Railroad Company, Application of	495
Keller and Voris, Trustees of Wilkes-Barre Railway Corporation, Debtor, Application of	191
Kelso, Earl, Pennsylvania Public Utility Commission <i>v.</i>	316
Kirk, Amos R., t/a Kirk's Trucking Service, Application of	148, 498

L.

Lackawanna and Wyoming Valley Railroad Company, Application of	376
Land and Water Air-Service, Russell V. Trader t/a, Application of	351
Lang, William, Application of	403
Lebanon Auto Bus Company, Application of	630
Lechauweki Springs Water Company, Theodore F. Getter, Agent for Mary M. Getter <i>v.</i>	586
Leeper, Victor A., Application of	745
Lehigh Valley Railroad Company, Application of	262
Lehigh Valley Railroad Company et al., Pennsylvania Public Utility Commission <i>v.</i>	724
Leonard, Thomas J., Application of	769
Lewis, Charles H., t/a Lewis Taxi Service, Pennsylvania Public Utility Commission <i>v.</i>	359
Lewistown Borough Authority, Application of	470
Lewistown Transportation Company, Pennsylvania Public Utility Commission <i>v.</i>	177
Limbach Company <i>v.</i> Baltimore and Ohio Railroad Company	683, 721
Lincoln Bus Lines, Lester H. Frock t/a, Application of	765
Longacre Park Heating Company, Borough of Yeadon et al., <i>v.</i>	231

M.

	<i>Page</i>
MacCallum, Earl D., t/a MacCallum Lines, Application of	355
MacDonald and Winters t/a Butler Motor Coach Company and Graham Aviation Flying Schools, Inc., Harmony Short Line Motor Transportation Company <i>v.</i>	613
Mack, Robert E., t/a Mack Transportation Company, Application of	143
Maguire and Maguire, Copartners, t/a Capitol Bus Company, Application of	608
Mahanoy Township Authority, Application of	339
Manufacturers Light and Heat Company, Application of	640
Mayer, William, Application of	689
McCallum and Oliver, Copartners, t/a Aviation Bus Transportation Company, Application of	544
Menallen Water Company, Ben Polando et al., <i>v.</i>	249
Mercer Borough, Application of	404
Metropolitan Edison Company, Application of	548
Monessen. Southwestern Railway Company, Application of	131
Motor Freight Express, Inc., Applications of	134, 616
Moyer, Abraham A., Application of	462
Moyer, Harry B., Application of	242

N.

New Castle and Lowell Railway Company et al., B. N. Hanlon <i>v.</i>	771
New Enterprise Stone and Lime Company, Detwiler and Furry, Copartners, t/a, Application of	416
New Pennsylvania Motor Freight, Erdley and Arnold, Copartners, t/a, Application of	560
New Wilmington Telephone Company, Russell C. Sewall et al., <i>v.</i>	278
Nokomis Water Company, Borough of Factoryville <i>v.</i>	620
North American Refractories Company, General Refractories Company <i>v.</i> East Broad Top Railroad and Coal Company	209
North Charleroi Borough <i>v.</i> Authority of the Borough of Charleroi	624
North Penn Gas Company et al., Pennsylvania Public Utility Commission <i>v.</i>	319
North Penn Transfer, Inc., <i>v.</i> Wilmer P. Delp	150
Northampton County Water Company, Application of, and Application of City of Bethlehem and Weston Water Company	159
Northampton County Water Company and City of Bethlehem, Pennsylvania Public Utility Commission <i>v.</i>	159
Northwestern Mining and Exchange Company of Erie, Pennsylvania <i>v.</i> West Penn Power Company	468
Noxen Water Company and Township of Noxen, Application of	554

O

Oakmont Borough Authority, Allegheny County, Application of	751
Ordinance dated October 5, 1945, of the City of Philadelphia	420
Osman, John H., et al., <i>v.</i> State College Borough Authority	317

P.

Patz and Goldberg, Copartners, t/a Godfrey's Motor Freight, Pennsylvania Public Utility Commission <i>v.</i>	227
Pennsylvania Edison Company and Pennsylvania Electric Company, Application of	670

TABLE OF CASES

ix

	<i>Page</i>
Pennsylvania Electric Company, Application of	670
Pennsylvania Electric Company and Peoples Natural Gas Company, Application of	265
Pennsylvania Gas Company, Objections to General Assessment Bill CR 185583 filed by	541
Pennsylvania Power and Light Company, Accounting proposed by to effect tentative reclassification of its plant account in compliance with the Commission's accounting regulations	1
Pennsylvania Power and Light Company, Applications of	602, 701
Pennsylvania Power and Light Company, Robert Pfeifle, Mayor, City of Bethlehem, Pennsylvania Public Utility Commission <i>v.</i>	52
Pennsylvania Public Utility Commission <i>v.</i>	
Adams Transit Company et al.	508
Alko Express Lines et al.	282, 737
Elizabethtown Water Company	22
Equitable Gas Company	258, 302, 408
Erie Railroad Company	611
Godfrey's Motor Freight, Patz and Goldberg, Copartners, t/a	227
Kelso, Earl	316
Lehigh Valley Railroad Company et al.	724
Lewis, Charles H., t/a Lewis Taxi Service	359
Lewistown Transportation Company	177
North Penn Gas Company et al.	319
Northampton County Water Company and City of Bethlehem	159
Patz and Goldberg, Copartners, t/a Godfrey's Motor Freight	227
Pennsylvania Railroad Company	220, 229
Peoples Natural Gas Company	694
Philadelphia Transportation Company	685
Pittsburgh Suburban Water Service Company	226
Reading Company	218
Sanguigni, C. F., t/a A. Sanguigni Sons Company	535
Vinton Coal and Cöke Company	357
Western Allegheny Railroad Company	219
Wheeland, Clarence,	297
Pennsylvania Railroad Company, Applications of	129, 271, 406, 742
Pennsylvania Railroad Company, Department of Highways, Commonwealth of Pennsylvania <i>v.</i>	651
Pennsylvania Railroad Company, Pennsylvania Public Utility Commission <i>v.</i>	220, 229
Peoples Natural Gas Company, Pennsylvania Public Utility Commission <i>v.</i> ..	694
Pfeifle, Robert, Mayor, City of Bethlehem, Pennsylvania Public Utility Commission <i>v.</i> Pennsylvania Power and Light Company	52
Philadelphia, Ordinance of, dated October 5, 1945	420
Philadelphia and Western Railroad Company, Application of	691
Philadelphia Suburban Transportation Company, Application of	8
Philadelphia Suburban Water Company, Application of	289
Philadelphia Suburban Water Company, Colonial Gardens Corporation <i>v.</i>	421, 736
Philadelphia Transportation Company, Applications of	503, 604
Philadelphia Transportation Company, Pennsylvania Public Utility Commission <i>v.</i>	685
Pitney and Gardner, Trustees of the property of the Central Railroad Company of New Jersey, Debtor, Application of	169, 464
Pittsburgh, Youngstown and Ashtabula Railway Company et al., B. N. Hanlon <i>v.</i>	771

	<i>Page</i>
Pittsburgh Suburban Water Service Company, Pennsylvania Public Utility Commission <i>v.</i>	226
Polando, Ben, et al., <i>v.</i> Menallen Water Company	249
Potomac Motor Lines, Inc., Application of	387
Purcell, Arthur L., Application of	779
R.	
Reading Company, Applications of	251, 595, 765
Reading Company, Department of Highways, Commonwealth of Pennsylvania <i>v.</i>	206
Reading Company, Pennsylvania Public Utility Commission <i>v.</i>	218
Reading Street Railway Company, Applications of	630, 780
Royal Cab; Schuylkill Transit Company, Swartz and Patrickonis, Copartners, t/a, Application of	697
Russelton-Curtisville Gas Utilities, Heile and Rieger t/a, Hilda Graham et al., <i>v.</i>	606
Rutledge, George Joseph, t/a Rutledge Taxi Company, Application of	687
S.	
Sanguigni, C. F., t/a A. Sanguigni Sons Company, Application of	526
Sanguigni, C. F., t/a A. Sanguigni Sons Company, Pennsylvania Public Utility Commission <i>v.</i>	535
Seifert, Edward W., Application of	716
Sewall, Russell C., et al., <i>v.</i> New Wilmington Telephone Company	278
Shenandoah Suburban Bus Lines, Inc., Rule issued against	286
Smith, T. L. & Son, Frank P. Hoopes t/a, Application of	277
South Penn Power Company, United States of America, War Department, Letterkenny Ordnance Depot <i>v.</i>	292
State College Borough Authority, John H. Osman et al., <i>v.</i>	317
Susquehanna Sewer Company and City of Sunbury, Agreement between dated July 24, 1945	386
Swan Taxi Service, Warren and Scott, Copartners, t/a, Application of	760
T.	
Terhorst, Fred, Objections to General Assessment Bill CR 192470 filed by	543
Trader, Russell V., t/a Land and Water Air-Service, Application of	351
Tri-State Transit Lines, Wyckoff et al., t/a, Application of	350
U.	
United States of America, War Department, Letterkenny Ordnance Depot <i>v.</i> South Penn Power Company	292
V.	
Vannozzi and Vannozzi, Copartners, t/a Vannozzi's Express, Application of	777
Vinton Coal and Coke Company, Pennsylvania Public Utility Commission <i>v.</i>	357
W.	
Warren and Scott, Copartners, t/a Swan Taxi Service, Application of	760
West Penn Power Company, Northwestern Mining and Exchange Company of Erie, Pennsylvania, <i>v.</i>	468
Western Allegheny Railroad Company, Pennsylvania Public Utility Commission <i>v.</i>	219

TABLE OF CASES

xi

	<i>Page</i>
Western Maryland Railway Company, Grade crossing of tracks of Hagerstown Division of	245
Wheeland, Clarence, Pennsylvania Public Utility Commission <i>v.</i>	297
White Star Lines, Inc., Application of	758
Whiterock Quarries, Inc., <i>v.</i> Baltimore and Ohio Railroad Company et al.	333
Wilkes-Barre Railway Corporation, Debtor, Application of Keller and Voris, Trustees of	191
Wilksburg-Penn Joint Water Authority, Application of	565
Wingard, George, Application of	723
Womelsdorf Borough, Application of	775
Wyckoff, George R., et al., t/a Tri-State Transit Lines, Application of ...	350
Wynnfield Steam Heat Company, Application of	646

Y.

Yeadon Borough et al., <i>v.</i> Longacre Park Heating Company	231
--	-----