

surveyor, dated January twenty-third, eighteen hundred and seventy-one, on file in the office of the Architect of the Capitol Extension, shall be considered authentic.

STREET-LIGHTS.

SEC. 232. The avenue and street lamps in the City of Washington shall be kept lighted with six-foot burners twenty-one nights in each month from dark until daylight.

Street and avenue lamps to be kept lighted.

27 July, 1868, Res. No. 75, s. 1, v. 15, p. 261; 28 July, 1866,

c. 296, v. 14, p. 315.

SEC. 233. The proper authorities are directed to increase from time to time, as the public good may require, the number of street-lamps on any of the streets, lanes, alleys, public ways, and grounds, in the city of Washington, and to do any and all things pertaining to the well lighting of the city, and to levy and collect a tax from the property-holders sufficient to defray the expenses thereof.

Lights to be increased when necessary, and tax for lighting, &c., collected.

27 July, 1868, Res. No. 75, s. 3, v. 15, p. 262.

Secretary of the Interior to levy tax when District authorities fail to do so.

Ibid., s. 4, p. 262.

SEC. 234. In event of the failure of the proper authorities to levy and collect the tax or to light the city as directed by the two preceding sections, the Secretary of the Interior shall levy and collect such tax sufficient to light the city and to fully execute the provisions of the two preceding sections.

DISTRICT BUILDINGS.

SEC. 235. The United States shall not be liable for any expenditures for land for the erection of a building for the District offices, nor for the purchase-money therefor, nor for the buildings to be erected thereon, and no land, or use thereof, is granted under the act of Congress of March third, eighteen hundred and seventy-three, chapter two hundred and twenty-eight, for the purpose of erecting such building.

United States not liable for expenditures for a building for District offices; no land granted for such purpose.

3 March, 1873, c. 228, s. 1, v. 17, p. 540.

THE WASHINGTON CANAL.

SEC. 236. The District authorities are not authorized to occupy nor to permit others to occupy more than forty feet for the purpose of landing on any portion of either side of the Washington Canal, extending from the Eastern Branch to Seventeenth street west upon the plan of the city of Washington; and the land made by filling up said canal is declared to be the property of the United States.

Restrictions upon occupancy of land adjoining Washington Canal. Ownership of the land.

113, s. 9, v. 4, p. 524; 10 June, 1872, c. 415,

31 May, 1832, c. s. 1, v. 17, p. 351.

SEC. 237. The appropriations made by Congress for filling said canal from Seventh street west to Seventeenth street west, and for the intercepting sewer along said canal, adjoining Government property, shall not be construed to create or imply any obligation on the part of the United States, in any respect whatever, in future.

Certain appropriations not to imply future obligations.

10 June, 1872, c. 415, s. 1, v. 17, pp. 350, 351.

CHAPTER TEN.

REGULATION OF CONTRACTS AND ACCOUNTS FOR GOVERNMENT BUILDINGS AND PUBLIC WORKS.

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| Sec. | |
| 238. | Contracts to be advertised. |
| 239. | Bids, how opened. |
| 240. | Contracts in advance of appropriations, void. |
| 241. | Security required for advances to contractors. |

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| Sec. | |
| 242. | Rule of measurement. |
| 243. | Extra material, how rated. |
| 244. | Illegal vouchers to be stopped. |
| 245. | Penalty for making or passing, &c., fraudulent vouchers. |

SEC. 238. All contracts for buildings and other public works of the United States in the District of Columbia shall be advertised at least sixty days before letting.

Contracts to be advertised.

31 Aug., 1862, c. 108, s. 1, v. 10, p. 93.

Bids, how opened.
 31 Aug., 1852, c. 103, s. 1, v. 10, p. 93.
 Contracts in advance of appropriations void.
 Ibid.
 Security required for advances to contractors.
 Ibid.
 Rule of measurement.
 Ibid.
 Extra materials, how rated.
 Ibid.
 Illegal vouchers to be stopped.
 Ibid.
 Penalty for making or passing, &c., fraudulent vouchers.
 Ibid.

SEC. 239. Bids shall be opened in the presence of the bidders, if any of them shall be present, and notice thereof shall be given in the advertisement for proposals.

SEC. 240. All contracts made without an appropriation of money for an object, the subject of a contract, are void. [See R. S. U. S., §§ 3723, 3503.]

SEC. 241. Good and sufficient security shall be given for twice the amount of money advanced at any time to a contractor under any contract.

SEC. 242. The following rule of measurement shall be applied to all buildings and other public works and contracts in the District of Columbia, namely:

FIRST. The work and materials shall be measured agreeably to the original contracts.

SECOND. The contracts and the proposals shall be put in the hands of the measurer, who, before entering on duty, shall be sworn to examine and measure and report every part of the work and materials without deviation from the contracts and proposals.

SEC. 243. If it is shown that any extra materials are used they shall be rated at the pro-rata price for materials only, and shall be entered in a separate column of the account.

SEC. 244. It shall be the duty of the First Comptroller of the Treasury to arrest and stop any voucher not made in form and in accordance with the terms of the contract against which it is drawn.

SEC. 245. It shall be a penal offense for every measurer and inspector of work, or disbursing officer, to make, or present, or to pass, or attempt to pass, any falsely made or fictitious voucher to draw money from the Treasury on any contracts or accounts whatever.

[See R. S. U. S., §§ 5423, 5440, 3490-3494.]

CHAPTER ELEVEN.

HIGHWAYS, ROADS, AND BRIDGES.

- Sec. 246. What are public highways.
- 247. Legislative assembly to have jurisdiction over roads and bridges.
- 248. Public highways to be surveyed and recorded.
- 249. Boundaries to be permanently marked.
- 250. Width and location of roads.
- 251. Fields, gardens, and yards, when not to be taken for roads.
- 252. Laying out or widening or changing roads.
- 253. Notice to be given and objections heard.
- 254. Proceedings when route objected to and others proposed.
- 255. When no objection is made after notice.
- 256. When parties interested are agreed.

- Sec. 257. When owners of land object and claim damages.
- 258. Marshal to give notice to owners.
- 259. When objections shall be presumed.
- 260. Marshal to summon jury and administer oath.
- 261. What the jury shall consider.
- 262. Proceedings upon rendering verdict.
- 263. When a second jury may be summoned.
- 264. Verdict of second jury conclusive.
- 265. Costs, by whom paid.
- 266. Fees of marshal and jurors.
- 267. Materials, how may be condemned.
- 268. Penalty for willful injury to public road.
- 269. Penalty for obstructing free use of highways.
- 270. Fines, how collected and disposed of.

What are public highways.

30 Mar., 1810, c. 21, s. 1, v. 2, p. 569; 1 July, 1812, c. 117, s. 4, v. 2, p. 772; 3 May, 1862, c. 63, s. 2, v. 12, p. 383; 21 Feb., 1863, c. 51, s. 1, v. 12, p. 658; 3 Mar., 1863, c. 106, s. 8, v. 12, pp. 801, 802; 25 June, 1864, c. 157, s. 8, v. 13, p. 194; 9 May, 1866, c. 76, v. 14, p. 45; 3 Mar., 1871, c. 139, ss. 1, 2, v. 16, p. 586.

SEC. 246. All public roads within said District, outside the limits of Washington and Georgetown, which have been duly laid out or declared and recorded as such, are public highways.