CHAP. 456.-An act making appropriations for the service of the Post-Office Department for the fiscal year ending June thirtieth, eighteen hundred and seventy-five, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United Appropriation for States of America in Congress assembled, That the following sums be, the Post-Office Deand the same are hereby, appropriated for the service of the Post-Office Department for the year ending June thirtieth, eighteen hundred and seventy-five, out of any money in the Treasury arising from the revenues of said Department, in conformity to the act of July second, eighteen hondred and thirty-six, as follows:
For inland-mail transportation, sixteen million four hundred thousand dollars.

For pay of mail messengers, six hundred and forty-three thousand five hundred and thirty-three dollars.

For pay of route-agents, nine hundred and twenty-nine thousand and thirty-five dollars.
For pay of mail-route messengers, one hundred and sixty thousand dollars.

For pay of local agents, one hundred and ten thousand three hundred and eighty-three dollars.

For pay of railway-post-office clerks, one million three hundred and twenty thousand and fourteen dollars.

For pay of baggage-masters, one thousand dollars.
For foreign-mail transportation, three hundred and twenty-five thousand dollars.

For ship, steamboat, and way letters, seren thousand fire hundred dollars.

For pay of postmasters, six million five hundred thousand dollars.
For pay of clerks for post-offices, three million two hundred and fifty thousand dollars.
For pay of letter-carriers, one million and mine hundred thousand dollars: Provided, That hereafter letter-carriers shall not be employed for the free delivery of mail-matter in towns and cities whose population within their corporate limits, as shown by the last report of the national census or by any subsequent census taken in pursuance of State statute or by order of the mayor and common council of such town or city, shall be less than thirty thousand; but this proviso shall not affect the free delivery in towns and cities where it is now established. And for the more efficient management of the free delivery system, the Postmaster-General may designate a fourth class clerk to act as superintendent of free delivery in the Post-Office Department at an annual salary of two thousand tive hundred dollars; and for this purpose the sum of seven hundred dollars is hereby appropriated out of any money in the Treasury not otherwise appropriated.

For wrapping paper, twenty-seven thousand dollars.
For twine, forty-eight thonsand dollars.
For letter-balances, threo thousand dollars.
For office furniture, six thousand five hundred dollars.
For advertising, eighty thousand dollars: Provided, That bereafter no payment shall be made to any newspaper published in the District of Oolumbia for advertising any other routes than those in Virginia and Maryland.

For manufacture of adhesive postage-stamps, one hundred andeighteen thousand six hundred and sixty-seven dollars.

For stamped envelopes and wrappers, five hundred and thirty-five thousand four hundred and twenty-four dollars: Provided, That hereafter no envelope, as furnished by the Government, shall contain any lithographing and engraving, nor any printing except a printed request to return the letter to the writer.

For pay of distributing agents and assistants, ten thousand two hundred dollars.

June 23, 1874. partment for the tiscal Fear ending June 30, 1875.
1836, ch. 270, vol. $\nabla, p .80$.
Post, 413.
Inland mail trans. portation.
Mail messengers.
Route-agents.
Mail-route messengers.
Local agents.
Railway-post - office clerks.

Baggage-masters. Foreiga mails.

Ship, \&c., letters.
Postmasters.
Clerks.
Letter-carriers.
Not to be employed in places having less thau 30,000 population.

Froe deliveries now established not affected.
Superintendent of free delivery.
Salary.

Wrapping-paper.
Twine.
Letter-balances.
Office furniture.
Advertising.
No part for, \&c.
Postage-stamps.
Stamped envelopes.
Not to contain, \&c.
Distributing agents.

Postal cards. For manufacture of postal cards, one hundred and sixty-eight thousand two hundred and seventy dollars.
Distributing For pay of agents and assistants to distribute postal cards, fire thouagents. sand six hundred dollars.
Mail-depredations. For payments on account of mail-depredations and for special agents, one hundred and sixty thousand dollars.
Mail-bags, \&c. For mail-bags and mail-bag catchers, one hundred and eighty thousand dollars.

For mail-locks and keys, fifty thousand dollars.
Locks and keys.
Postmarking, \&c.
Post-route maps.
For postmarking and canceling stamps, nine thousand dollars.
For preparing and publishing post-route maps, thirty thousand dollars.
For balances due foreign countries, two hundred and sixty thousand dollars.

For rent of post-offices, three hundred and fifty thousand dollars.
For fuel for post-offices, one hundred and fifty thousand dollars.
For light for post-offices, one hundred and sixty thousand dollars.
For stationery and miscellaneous items, sixty thousand dollars.
For registered-package envelopes and seals, forty-two thousand six hundred and eighty dollars.

For official envelopes for postmasters, sixty thousand dollars.
For envelopes for returning dead letters, four thousand five hundred and eighty-five dollars.

For fees to marshals, attorneys, and clerks of courts, seven thousand five hundred dollars.

For engraving, printing, and binding drafts and warrants, three thousand dollars.

For miscellaneous items, two thousand five hundred dollars.
SEC. 2. That the following sums, or so much thereof as may be necessary, be, and the same are hereby, appropriated for the year ending June thirtieth, eighteen hundred and seventy-five, out of any money in the Treasury not otherwise appropriated, namely:

For steamship service between San Francisco, Japan, and China, five
San Francisco, For steamship send
United States and For steamship service between the United States and Brazil, one hunBrazil;
San Francisco and the Sandwich Is. lands.

Oficial postage stamps.
Law books. rea and fily thousand dollars.
For steamship service between San Froncisio and the Sandwich Islands, seventy-five thonsand dollars.
For official postage stamps, nine hundred and fifty thousand dollars.
For the purchase of law books for the use of the Post-Office Department, two thousand dollars.
Conditional dcfi- SEc. 3. That if the revenues of the Post-Office Department shall be cieney appropria- insufficient to meet the appropriations made by this act, then the sum
tion. of five million four hundred and ninety-seven thousand eight hundred and forty-two dollars, or so much thereof as may be necessary, be, and the same is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to supply deficiencies in the revcuue of the Post-Office Department for the year ending June thirtieth, eighteen hundred and seventy-five.
Revised Statutes SEC. 4. That the Revised Statutes of the United States shall not be not to be published pablished by the United States in any newspaper, anything in existing in newspapers. laws to the contrary notwithstanding.
Rates of postage SEC. 5 . That on and after the first day of January, eigbteen hundred on newspapers and and seventy-five, all newspapers and periodical publications mailed from periodicals. a known office of publication or news agency, and addressed to regular subscribers or news agents, postage shall be charged at the following
When delivered rates: On newspapers and periodical publications, issued weekly and by carrier, \&e.

Proviso. more feequently than once a week, two cents for each pound or fraction theredf aud on those issued less frequently than once a week, three cents for each pound or fraction thereof: Provided That nothing in this act'shall be held to change or amend section ninety nine of the act en-
titled "An Act to revise consolidate and amend the statutes relating. to the Post-Office Department," approved June eight, eighteen hundred and serenty-two:

Stc. 6. That on and after the first day of January, eighteen hundred and seventy-five, upon the receipt of such newspapers and periodical pablications at the office of mailing, they shall be weighed in bulk, and postage paid thereon by a special adhesive stamp, to be devised and furnished by the Postmaster-General, which shall be affixed to such matter, or to the sack containing the same, or upon a memorandum of such mailing, or otherwise, as the Postmaster-General may, from time to time, provide by regulation.

SEC. 7. That newspapers, one copy to each actual subscriber residing within the county where the same are printed, in whole or in part, and published, shall go free through the mails; but the same shall not be delivered at letter-carrier offices or distributed by carriers unless postage is paid thereon as by law provided.

SEc. 8. That all mailable matter of the third class, referred to in section one hundred and thirty-three of the act entitled "An act to revise, consolidate, and amend the statutes relating to the Post-Office Depart. ment," approved June eighth, eighteen hundred and seventy-two, may weigh not exceeding four pounds for each package thereof, and postage shall be charged thereon at the rate of one cent for each tro ounces or fraction thereof; but nothing herein contained shall be held to chango or amend section one hundred and thirty-four of said act.

Sce. 9. That the Postmaster-General, when in his judgment it shall be necessary, may prescribe, by regulation, an affidavit in form, to be taken by each publisher of any newspaper or periodical publication sent through the mails under the provisions of this act, or nows agent who distributes any of such newspapers or periodical publications under the provisions of this act, or employee of such publisher or news agent, stating that he will not send, or knowingly permit to be sent, through the mails any copy or copies of such newspaper or periodical publicatious except to regular subscribers thereto, or news agents, without prepayment of the postage thereon at the rate of one cent for each two ounces or fractional part thereof; and if such publisher or news agent, or employee of such publisher or news agent, when required by the PostmasterGeneral or any special agent of the Post-Office Department to make such affidavit, shall refuse so to do, and shall thereafter, without having made such affidavit deposit any newspapers in the mail for transmis. sion, he shall be deemed guilty of a misdemeanor, and, on conviction, shall be fined not exceeding one thousand dollars for each refusal; and if any such person shall knowingly and willfully mail auy such matter without the payment of postage as provided by this act, or procure the same to be done with the intent to avoid the prepayment of postage due thereon; or if any postmaster or post-office official shall knowingly permit any such matter to be mailed without the prepayment of postage as provided in this act, and in violation of the provisions of the same, he
or they shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall befined not more than one thousand dollars, or imprisoned not exceeding one year, one or both, in the discretion of the court.

SEO. 10. That so much of this act as changes the rate of postage on newspapers and periodical publications shall not take effect until the first day of January next.

SEC. 11. That the sixty-third, eightieth, eighty-first, eighty-second, eighty-third, eighty-fourth, and eighty-sixth sections of the said "Act to revise, consolidate, and amend the statutes relating to the Post Office Department," approved June eighth, eighteen hundred and seventy-tro, be amended to read as follows:
"SEC. 63. That the postmasters, except the postmaster at Now York City, whose annual salary is hereby fixed at six thousand dollars, shall be divided into four classes, as follows : The first class shall embrace all those whose annual salaries are not more than four thousand dollars nor

1872, cb. 335, §99, vol. xvii, pp. 296 , 297.

Method of payment of postage on werwspapers and periodicals.

County newspapers.

Mailablematter of the third class.

1872,ch. $335, \$$ § 133 , 134, vo!. xvii, pp. 300, 301.

Postmaster-Goneral may prescrilio attidavit to be taken by pullishers of newspapers, \&c.

Publisbers, \& e., required to make affidavit, \&c.
Refusal, \&c., penalty.

Penalty for mailing such mattor witbout prepayment of postage.
Postmaster, \& c., permittiog violation of act, penalty.

> Second class.

## Third class.

Fourth class.
less than three thousand dollars; the second class shall embrace all those whose annoal salaries are less than three thousand dollars but not less than two thousand dollars; the third class shall embrace all those whose annual salaries are less than two thousand dollars but not less than one thousand dollars; the fourth class shall embrace all postmasters whose annual compensation, exclusive of their commissions on the money-order business of their offices, amounts to less than one thousand dollars."
Appointments "SEC. 80. That the postmaster at New York City and postmasters of and removals of the first, second, and third classes shall be appointed and may be repostinasters.

First, second, and third classes.
Fourth class. moved by the President, by and with the advice and consent of the Senate, and shall hold their offices for four years unless sooner removed or suspended according to law; and postmasters of the fourth class shall be appointed and may be removed by the Postmaster-General, by whom all appointments and removals shall be notified to the Auditor for the Post-Office Department."
"SEC. 81. That the compensation of the postmaster at New York City shall be six thonsand dollars per annum, and the respective compensaAnnual salaries of tions of postmasters of the first, second, and third classes shall be anpostmasters of the nnal salaries, assigned in even hundreds of dollars, and payable in first, second, and third classes; how determined.

Commissions.
Rates. ary payments, to be ascertain General, from their respective quarterly returns to the Auditor for the Post-Office Department, or copies or duplicates thereof, for four quarters immediately preceding the adjustment or re-adjustment, by adding to the whole amount of box-rents, not exceeding two thousand dollars per annum, commissions also not to exceed two thousand dollars per annum on the other postal revenues of the office, at the following rates, namely: On the first one hundred dollars per quarter, fifty per centum; on all over one hundred dollars and not over four hundred dollars per quarter, forty per centum ; on all over four hundred dollars and not over two thousand four hundred dollars per quarter, thirty per centum; and on all over two thoasand four hundred dollars per quarter, ten per
Amount of postal receipts of each office; how ascertained.

Proviso. centum. And in order to ascertain the amount of the postal receipts of each office, the Postmaster General may require postmasters to furnish duplicates of their quarterly returns to the Auditor at such times and for such periods as he may deem necessary in each case: Provided, That whenever, by reason of the extension of free delivery of letters, the boxrents of any post office are decreased, the Postmaster-General may allow, out of the receipts of such office, a sum sufficient to maintain the salary thereof at the amount at which it had been fixed before the decrease in box rents."
Compensation of postmasters of fourth class.

Proviso. "SEC. 82. That the compensation of postmasters of the fourth class shall be the box-rents collected at their offices and commissions on other postal revenues of their offices at the rate of sixty per centum on the first one hundred dollars or less per quarter; fifty per centum on the next three hundred dollars or less per quarter; forty per centum on the excess above four hundred dollars per quarter; the same to be ascertained and allowed by the Auditor in the settlement of the quarterly accounts of such postmasters: Provided, That when the aggregate annual compensation, exclusive of commissions on money-order business, of any postmaster of this class shall amount to one thousand dollars, the Auditor shall report such fact to the Postmaster.General, in order that such postmaster may be assigned to his proper class, and his salary fixed as heretofore provided."
Re-adjustment of "SEC. 83. That the salaries of postmasters of the first, second, and
salaries. third classes, except that of the postmaster at New York City, shall be re-adjusted by the Postmaster-General once in two years, and in special cases as much oftener as he may deem expedient."
Assign ing 2 nd "SEC. 84. That the Postmaster-General shall make all orders assignohangingsalaries. ing or changing the salaries of postmasters in writing, and record them in his journal, and notify the change to the Auditor; and any change made in such salaries shall not take effect until the first day of the
quarter next following such order: Provided, That in cases of not less than fifty per centum increase or decrease in the business of any post office, the Postmaster-General may adjust the salary of the postmaster at such office, to take effect from the first day of the quarter or period the returns for which form the basis of re-adjustment."
"SEC. 86. That the Postmaster-General may designate offices at the intersection of mail-routes as distributing or separating offices; and where any such office is of the tbird or fourth class he may make a reasonable allowance to the postmaster for the necessary cost of clerical services arising from such duties."

Sec. 12. That section two hundred and forty-five, section two hundred and forty-six section two hundred and forty-seven, section two hundred and fifty-one, and section two hundred and fifty-three of the act entitled "An act to revise, consolidate and amend the statutes relating to the Post Office Department, approved June eighth, eighteen hundred and seventy-two, be amended to read as follows:
"SEC. 245. That every proposal for carrying the mail shall be accompanied by the bond of the bidder, with sureties approved by a postmaster, and in cases where the amount of the bond exceeds fire thousand dollars, by a postmaster of the first, second, or third class, in a sum der
to be designated by the Postmaster-General in the advertisement of Approval of sureeach route; to which bond a condition shall be annexed, that if the said bidder shall, within such time after his bid is accepted as the Postmas-ter-General shall prescribe, enter into a contract with the United States of America, with good and sufficient sureties, to be approved by the Postmaster-General, to perform the service proposed in his said bid, and, further, that he shall perform the said service according to his contract, then the said obligation to be void, otherwise to be in full force and obligation in law ; and in case of failure of any bidder to enter into such contract to perform the service, or, having executed a contract, in case of failure to perform the service, according to his contract, he and his sureties shall be liable for the amount of said bond as liguidated bond. damages, to be recovered in an action of debt on the said bond. No No proposal to bo proposal shall be considered unless it shall be accompanied by such consideredunlessacbond, and there shall have been affixed to said proposal the oath of the bidder, taken before an officer qualified to administer oaths, that he has the ability, pecumiarily, to fulfll his obligations, and that the bid is mado in good faith, and with the intention to enter into contract and perform the service in case his bid is accepted."
"SEC. 246. That before the bond of a bidder provided for in the aforesaid section is approved, there shall be indursed thereon the oatas of the sureties therein, taken before an officer qualifed to administer oaths, that they are owners of real estate, worth, in the aggregate, a sum double the amount of the said bond, over and above all debts due and owing by them, and all judgments, mortgages, and executions against them, after allowing all exemptions of every character whatever."
"SEC. 247 . That any postmaster who shall aftix his signature to the approval of any bond of a bidder, or to the certificate of sufficiency of sureties in any contract before the said bond or contract is signed by tue vidder or contractor and his sureties, or shall knowingly, or without the exercise of due diligence, approve any bond of a bidder with insufficient sureties, or shall knowingly make any false or fraudulent certificate, shall be forthwith dismissed from office, and be thereafter disqualified from holding the office of postmaster, and shall also be deemed guilty of a misdemeanor, and, on conviction thereof, be punished by a fine not exceediag five thousand dollars, or by imprisonment not exceeding one year, or both."
"SEC. 251. That after any regular bidder whose bid has been accepted When bidder fails shall fail to enter into contract for the transportation of the mails accord- to onter into coning to his proposal, or, having entered into contract, shall fail to com. tractor to commence mence the performance of the service stipulated in his or their contract, $\begin{gathered}\text { serrico, Postmaster- } \\ \text { General }\end{gathered}$ as therein provided, the Postmaster-General shall proceed to contract with next lowest with the next lowest bidder for the same service, who will enter into a bidder unless, \&c.
contract for the performance thereof, unless the Postmaster-General
Re-advertising shall consider such bid too high, in which case he shall re-advertise such service. service. And if any bidder whose bid has been accepted, and who has entered into a contract to perform the service according to his proposal, and in pursuance of his contract has entered upon the performance of the service, to the satisfaction of the Postmaster-General, shall subse-
When contractor quently fail or refuse to perform the service according to his contract, fails to perform the Postmaster General shall proceed to contract with the next lowest service, proceedings. bidder for such service, under the advertisement thereof, (unless the Postmaster-General shall consider such bid too high,) who will enter into contract and give bond, with sureties, to be approved by the Postmaster-General, for the faithful performance thereof, in the same penalty and with the same terms and conditions thereto annexed as were stated and contained in the bond which accompanied his bid; but in case cach and every of the next lowest bidders for such service whose respective bids are not cousidered too high by the
Re-advertiscment Postmaster-General shall refuse to enter into contract and give bond for proposals. as herein required for the faithful performance of his contract, the Postmaster-General shall immediately advertise for proposals to perform the service on said route. Whenever an accepted bidder sball fail to enter into contract, or a contractor on any mail-route shall fail or refuse to perform the service on said route according to his contract, or when a new route shall be established, or new service required, or when from any other cause there shall not.be a contractor legally bound or required to perform such service, the Postmaster General may make
Temporary con-a temporary contract for carrying the mail on such route, without adtracts. vertisement, for such period as may be necessary, not in any case exceeding six months, until the service shall have commenced under a contract made according to law: Provided, however, That the Post-
Limitation of master-General shall not employ temporary service on any route at a price for temporary higher price than that paid to the contractor who shall have performed service. the service during the last preceding regular contract-term. And in all
Discretionary con- cases of regular contracts hareafter made, the contract may, in the distinuance of regular cretion of the Postmaster-General, be continued in force beyond its excoutracts beyond, press terms for a period not exceeding six months, until a new contract with the same, or other contractors, shall be made by the PostmasterGeneral."
When anuual "SEC. 253. That hereafter all bidders apon every mail-route for the compensation ex-transportation of the mails upon the same, where the annual compensaceeds five thousand dollars, bids to bo accompanied by certified cheeck, \&c. tion for the service on such route at the time exceeds the sum of five thousand dollars, shall accompany their bids with a certified check or draft, payable to the order of the Postmaster-General, upon some solvent national bank, which check or draft shall not be less than five per centum on the amount of the annual pay on said route at the time such bid is made, and, in case of new or modified serv. ice, not less than five per centum of the amount of the bond of the bidder required to accompany his bid, if the amount of the said bond exceeds five thousand dollars. In case any bidder, on being awarded any such contract, shall fail to execute the same, with good and suff.

Forfeituro of deposit upon failure to enter into contract
or tocommenceservort
ice.

Deposits to be returnod when. cient sureties, according to the terms on which such bid was made and accepted, and enter upon the performance of the service to the satisfaction of the Postmaster-General, such bidder shall, in addition to his liability on his bond accompanying his bid, forfeit the amount so deposited to the United States, and the same shall forthwith be paid into the Treasury for the use of the Post-Office Department; butif such contract shall be duly executed and the service entered upon as aforesaid, such draft or check so deposited, and the checks or drafts deposited by all other bidders, on the same route, shall be returned to the respective
No proposal ox- bidders making such deposits. No proposals for the transportation of ceeding $\$ 5,000$ to be the mails where the amount of the bond required to accompany the same considered unless
accormpan ied by shall exceed five thousand dollars shall be considered, unless accompacheck or draft.
required by a preceding section: Provided, That nothing in this act shall be construed or intended to affect any penalties orforfeitures which have heretofore accrued under the provisious of the sections hereby amended."
SEC. 13. That hereafter the postage on public documents mailed by any member of Congress, the President, or head of any Executive Department shall be ten cents for each bound volume, and on unbound documents the same rate as that on newspapers mailed from a known office of publication to regular subscribers; and the words "Public Document" written or printed thereon, or on the wrapper thereof, and certified by the signature of any member of Cougress, or by that of the President, or head of any Executive Department shall be deemed a sufficient certifleate that the same is a public document; and the term "public document" is hereby defined to be all publications printed by order of Congress, or either House thereof: Provided, That the postage order of Congress, or either House thereof : Provided, That the postage Postage on ConWashingtou as transient matter shall bo one cent.

Approved, June 23, 1874.

CHAP 457.-An act making appropriations for the repair, preservation, and completion of certain public works on rivers and harbors, and for other purposes.

Cortification.

Term "public locument" defined.

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\text { Approved, June 23, } 1874 .
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Be it enacted by the Senate and House of Representatives of the Dnited States of America in Congress assembled, That the following sums of money be, and are herebs, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be expended nuder the direction of the Secretary of War, for the repair, preservation, and completion of the following public works hereinafter named:

For continuing the improvement of the entrance to the inner harbor of Du Luth, ten thousand dollars.

For continuing the improvement of the harbor at Ontonagou, twentythree thousand dollars.

For continuing the improvement of the harbor at Marquette, fifteen thousand dollars.

For continuing the impravement of the Fox and Wisconsin Rivers, three hundred thousand dollars. Not exceeding twenty-five thousand dollars of the above may be used for the purchase of such real estate as may be required for the right of way, or for flowing, in the completion of the Fox and Wisconsin improvement.

For continuing the improvement of the harbor at Green Bay, Wisconsin, ten thousand dollars.

For continning the improvement of the harbor at Menomonee, Michigan and Wisconsin, twenty-five thousand dollars.

For continuing the improvement of the harbor of refuge at the entrauce of the Sturgeon Bay Canal, ten thousand dollars.

For continuing the improvement of the harbor at Two Rivers, Wisconsin, fifteen thousand dollars.

For continuing theimprovement of the harbor at Manitowoc, Wisconsin, ten thousand dollars.

For continuing the improvement of the harbor at Sheboygan, Wisconsin, ten thousand dollars.

For continuing the improvement of the harbor at Port Washington, Wisconsin, ten thousand dollars.
For continuing the improvement of the harbor at Racine, Wisconsin, ten thousand dollars.

For continuing the improvement of the harbor at Kenosha, Wisconsin, ten thousand dollars.

For contiuuing the improvement of the harbor at Chicago, seventyfire thousand dollars.

For continuing the improvement of the harbor at Calumet, Illinois, Calumet. twenty-five thousand dollars,

River and harbor
appropriations.
June 23, 1874.

DuLuth.
Ontonagon.
Marquette.
Fox and Wisconsin Rivers.
Part, how may be used.

Green Bay.
Menomonee.
Sturgeon Bay Car nal.

Two Rivers.
Manitowoc.
Sheboygan.
Port Washington.
Racine.
Kenosha.
Chicago.

