

THE POSTAL POWER OF CONGRESS

A STUDY IN CONSTITUTIONAL EXPANSION

BY

LINDSAY ROGERS

A DISSERTATION

Submitted to the Board of University Studies of The Johns
Hopkins University in Conformity with the Requirements
for the degree of Doctor of Philosophy

1915

BALTIMORE

1916

**COPYRIGHT 1916 BY
THE JOHNS HOPKINS PRESS**

**PRESS OF
THE NEW ERA PRINTING COMPANY
LANCASTER, PA.**

CONTENTS

	PAGE
PREFACE	vii
CHAPTER I. Introductory: The Antecedents of the Power	9
CHAPTER II. The Power of Congress to Establish Postoffices	26
Expansion of Facilities	26
Collectivist Activities	33
Postal Crimes	36
Fraud Orders	56
CHAPTER III. The Power of Congress to Establish Postroads	61
Legislative Action	61
Judicial Determinations	80
CHAPTER IV. Limitations on the Postal Power	97
Freedom of the Press	98
Unreasonable Searches and Seizures	123
CHAPTER V. The Power of the States to Interfere with the Mails	127
CHAPTER VI. The Extension of Federal Control Over Postroads	150
Federal Ownership of Railroads	150
Postal Telegraphs and Telephones	156
CHAPTER VII. The Extension of Federal Control Through Exclusion From the Mails	158