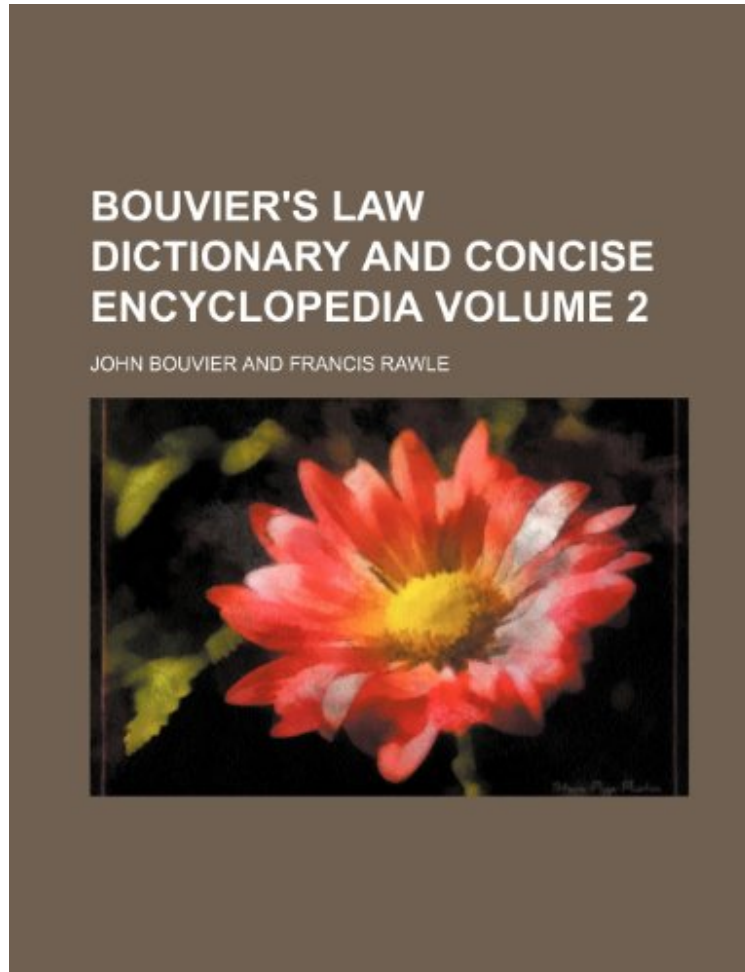


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abolition of slavery; *Morgan v. Nelson*, 43 Ala. 586; of the art of mensuration, as applied to railroad embankments; *Scanlan v. Ry. Co.* (Cal.) 55 Pac. 094; of legal weights and measures; 4 Term R. 314; and coin; *U. S. v. Burns*, 5 McLean 23, Fed. Cas. No. 14,691; of the character of the general circulating medium, and the public language in reference to it; *Lnmp-ton v. Haggard*, 37 B. Monr. (Ky.) 149; but not of the depreciation of currency during the civil war; *Modawell v. Holmes*, 40 Ala. 391; of the sea rules, if general and notorious; L. R. 3 P. C. 44; and the federal courts especially take Judicial notice of the ports and waters of the United States, In which the tide ebbs and flows; *Brown v. Piper*, 91 U. S. 37, 23 L. Ed. 200; that the Connecticut river at a certain place was not a navigable water under federal jurisdiction; *Com. v. King*, 150 Mass. 221, 22 N. E. 905, 5 L. R. A. 536; but not that certain lake navigation would be closed on April 1; *Haines v. Gibson*, 115 Mich. 131, 73 N. W. 126; that the ingenuity of man has failed to construct a locomotive engine which can be operated successfully and not permit the escape of sparks at times; *Lake Erie W. R. Co. v. Gossard*, 14 Ind. App. 244, 42 N. E. S18; *White v. R. Co.*, 90 App. Div. 356, 85 N. Y. Supp. 497;...