

Refused Charge

Baldwin County  
is  
A. K. Eastern

2. *Revised*

The Court charges the jury that there is no evidence in this case that the value of the Defendant's land has been enhanced by the construction of the road under consideration and that therefore the measure of damages to be awarded to the Defendant in this case is the difference in the value of the entire tract immediately before the taking and the value of the part of the tract remaining after the taking.

*Given  
H. H. Hall  
4. Prop*

The Court charges the jury that in ascertaining the damages to which the landowner is entitled in this case that you should consider the value of the land actually taken and any damages to adjoining land of the landowner which result from the taking together with the value of the enhancement, if any, to the remaining lands of such owner by reason of the construction of the highway.

at the Constitution of

1

10

*Give  
the full  
text*

The Court charges the jury that in arriving at the amount of damages to which the landowner in this case is entitled as a result of the taking by Baldwin County of a part of his land you should consider the value of this land immediately before the taking and the value immediately after the taking; and in this regard the Court charges you that you should consider the value of the land actually taken and the consequent damages to adjoining lands of the owner and also the value of the enhancement to the remaining lands, if any, by reason of the taking of the property for public purposes.

1.

*For  
Houma  
Jury*

The Court charges the jury that where part of a tract of land is taken as the right of way for a public highway the owner is entitled to recover as compensation the difference between the value of the entire tract immediately before the taking and the value of the part of the tract remaining after the taking, giving effect to any enhancement in value of the part remaining resulting from the construction of the road.

Given Charges

Baldwin County

vs

A. R. Easley