

Given Changer

Baldwin Co

VS
Wm Jones

*Given all
1/11/1911*

2. The court charges the jury that the compensation due the defendant in this case includes not only the value of the land which may be taken, but the injury resulting to the remaining lands of the proprietor.

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3. The court charges the jury that where part of a tract of land is taken, the owner is entitled to recover not simply the market value of the land that is taken, but the difference between the market value of the entire tract and the market value of what is left.

4. The court charges the jury that the opinions of witnesses as to the market value of property should be weighed by the jury in the light of other evidence, and the opportunity of the witnesses to know such value, and the reasonableness or unreasonableness of their estimate of such value. The jury is not bound to take any man's opinion of such value, but may act on their own judgment and good sense at arriving at a just value, in the light of the whole evidence.

Sp. Supp.

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The court charges the jury that if you believe from the evidence that by the road passing over the defendant's property the value of that portion Southeast of the road was entirely destroyed, then the jury ought to allow the defendant the full value of the land actually taken, together with the value of the land Southeast of the road; and if, in addition to this, the value of the defendant's remaining tract was also diminished, the jury should also allow the defendant the value of this diminution.

5. The court charges the jury that if you believe from the evidence that by the road passing over the defendant's property the value of that portion Southeast of the road was entirely destroyed, then the jury ought to allow the defendant the full value of the land actually taken, together with the value of the land Southeast of the road; and if, in addition to this, the value of the defendant's remaining tract was also diminished, the jury should also allow the defendant the value of this diminution.