

1443

State vs Hamilton Washington

Given Charge

April 12 1895

3. The Court charges you, gentlemen, that identity, like all material allegations of the indictment, must be established by the evidence in the case, beyond a reasonable doubt, before you can convict the Defendant.

Dever ~~Refused~~, Delmar J. MacLeary Jr.
Judge.

4, The Court charges you that evidence of identity by the use of trained dogs following a trail, is circumstantial evidence.

Dwain,
Jeffrey J. Madlebury, Jr.
Judge.