

The court charges the jury that if you are reasonably satisfied from the evidence in this case that when the plaintiff delivered the potatoes to the defendant that their condition was such that even though the defendant had precooled them that they would not have reached their destination in the grade in which they were sold, then your verdict should be for the defendant.

*Refused  
J. Fair J. Mansfield  
Judge*

The court charges the jury that if you believe the evidence in this case your verdict should be for the defendant on the plea of set off.

*Refused  
J. H. Mansfield  
Judge*



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The court charges the jury that if you are reasonably satisfied from the evidence in this case that when the potatoes, which is the subject of this suit, were delivered to the defendant to be transported to Atlanta, Georgia that an agent, servant or employee advised the defendant driver that it was not necessary to precool the potatoes and that the potatoes reached their destination at the time they were supposed to arrive and that the defendant's refrigerated truck was operating properly and continued to operate properly from the time the defendant received the potatoes until he tried to deliver them, then your verdict should be for the defendant.

*Signed*  
*Deputy J. Marshall*  
*Judge*