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Respondents Charge # 1.

The Court charges the jury that if the Alabama Power Company was not in the exclusive possession of the property, the subject of this suit, at the time of filing this suit, you cannot find for the Complainant, Alabama Power Company.

Refused,
Jefair J. Maddison
Judge.

1. The court charges the jury that if you believe the evidence in this case, your verdict should be for the complainant.

Refused,
Jefair J. Mathison
Judge.