

State of Alabama }
 vs } Grand Larceny
 John Nobles }

Comes the defendant and
 moves the court to set aside
 the verdict in the above
 entitled case upon the grounds
 set out in the motion on
 file.

Jimmie Calpine
 Counsel

S. B. Perrowe
 F. S. Stonely
 J. W. R. R. R.
 Attys for Dept

State of Alabama }
 vs } Murder
 John Stewart }

Comes the defendant and moves
 the court to set aside the
 verdict in this case because the
 court erred in refusing to give
 the following charges requested
 by the defendant.

The court charges the jury that a
 reasonable doubt of defendant's
 guilt is, not the doubt as a probability
 of his innocence. A reasonable
 doubt of defendant's guilt may
 exist when the evidence fails
 to convince the jury that there
 is a probability of defendant's
 innocence.

If the jury have a reasonable doubt
 as to whether the killing was done deliberately
 or as to whether it was done
 immediately then they cannot find

the defendant guilty of murder
in the first degree, and if
they have reasonable doubt
as to whether the killing was
done in malice they cannot
find the defendant guilty of
murder in either degree but
only manslaughter at the most,
and if after considering all
the evidence the jury find
a reasonable doubt of the
defendants guilt of manslaughter
arising out of any part of
the evidence they should find
the defendant not guilty of
any offense.

Wm. C. Culp
Counsel

Leslie Hall
Frank Stone
Attorneys

Filed Nov. 8/1902

J. M. Doherty, Clerk

Block Bros. }

vs

Jno. A. Moore }