

A. & D. Slaughter)

vs)

In the Circuit Court of Baldwin County.

George Martin.)

Now come the plaintiffs, and move the court to set aside the verdict and judgment rendered in this cause, and to grant them a new trial, on the following grounds:-

- (1) The verdict was contrary to the evidence.
- (2) The verdict was contrary to the law and the evidence.
- (3) The court erred in refusing to give, at the request of the plaintiff, the following written charge :- "The court charges the jury that if they believe the evidence in this case, they should find for the plaintiff."

- (4) The court erred in refusing to give, at the request of the plaintiff, the following written charge :- "The court charges the jury that they can not find for the defendant under the plea of set-off."

- (5) The court erred in giving, at the request of the defendant, the following written charge:- " The court charges the jury defendant can plead set-off for any sum plaintiff may owe the defendant at the time of filing the plea. "

Geo. E. Mitchell
Attorney for Plaintiffs.

*Nov. 29th 1911. Motion overruled, &
Deft 14 cpts. W. E. Gumble
Judge*