

State of Alabama)
vs)
John Du Bose.)

In Circuit Court of Baldwin County,
Fall Term 1915.

Now, comes the defendant before sentence and moves the court to set aside the verdict rendered against him in this cause and grant him a new trial and fee upon each of the following grounds separately:

- 1st. The Verdict was contrary to the evidence
- 2nd. The verdict was contrary to the law and the evidence.
- 3rd. The Verdict was contrary to the charges of the court
- 4th. Because the court erred in refusing to give the charge no 1 at the request of the defendant, which request was in writing.
- 5th Because the court erred in refusing to give the charge no 2 at the request of the defendant, which charge or request was in writing.
- 6th Because the court erred in refusing to give the charge no 3 at the request of the defendant, which request was in writing.
- 7th? Because the defendant has discovered new evidence material to the case as per affidavits on file, which was not discovered before the trial of the case, owing to no fault or lack of diligence on part of the defendant, or his counsel.

J. C. Jenkins
A. C. Baker

Attorneys for the defendant.

12/3, motion overruled, & Dept 14 uph,

A. E. Gumble

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