

State of Alabama
vs
Bert Waters

In the Circuit Court of Baldwin
County, State of Alabama.

Comes the defendant in the above styled cause
and moves the Court to set aside the ver-
dict in this cause, heretofore rendered, and to
grant to this defendant a new trial, and for
grounds of this motion assigns as follows
1. That the verdict is not sustained by
the great preponderance of the evidence
2. That the verdict is contrary to law
3. That the verdict is contrary to the great weight
of the evidence (and to the law in the case,
4. That the defendant has newly discovered
evidence material for him which he could not
with reasonable diligence, have discovered and
produced at the trial, and which newly discovered
evidence is herewith shown by affidavits
herewith filed, and made a part of this motion -
and moving exhibits A & B attached.
Therefore defendant prays that said
verdict be set aside, and a new
trial granted him in this cause.

J. C. Jenkins,
Attorney for Defendant

December 10/1927.

The motion in the above cause having been
heard and understood by the Court and after due
consideration thereof, the Court is of the opinion that same
is not well-taken.

It is therefore ordered, and decreed by ^{the Court} that said
motion be and the same hereby is overruled -
Dated at Bay Minette Ala this December 10, 1927

John D. Leigh
Judge of 2nd Judicial Circuit of Alabama