

Gentlemen of the Jury:

#1

If you believe from the evidence in this case beyond a reasonable doubt that in this County withing twelve months from the filing of the affidavit and the issueing of the warrant herein, in November 1930, that Everett Cutsinger did unlawfully and willfully have in his possession at or near the city's sewerage disposal plant in Mercer County Kentucky, spirituous liquor, to-wit: ~~xxx~~ whiskey, about twenty gallons, or any amount, and this not for sacramental, scientific, medicinal or machanical purposes, and that at the said time when the said Cutsinger so had in possession, if he did so, Mel Riley, was ~~xx~~ then and there present and did unlawfully, willfully and knowingly aided, assisted, encouraged and abetted the said ~~xxxxxxxxxxxx~~ Cutsinger in the possession of said liquor, and this not for sacramental, scientific, medicinal, or mechanical purposes, by watching and standing guard, or in any other way, you should find the said defendants, both of them, or either of them, guilty, as you may believe beyond a reasonable doubt and fix the penalty at not less than one hundred dollars, and not more than three hundred dollars, and confinement in the County Jail for not less than thirty days nor more than sixty days.

2.....If you have a reasonable doubt of the defendants or either of them having been proven guilty, you should find such defendant, or defendants, to which the doubt applies, not guilty.

We the Jury. find the defendants
Not guilty. H. F. Myer