

Gentlemen of the Jury:

1. It was the duty of the driver of each of the cars at the time and

place mentioned in the evidence to operate their machine in a careful

manner, with due regard for the safety of other persons, vehicles or

traffic on the highway and in passing each other to pass to the right

giving each one-half of the road, as nearly as possible.

2. If you believe from the evidence that the driver of defendant's car

failed to comply with any of said duties, and because thereof, had car

ran into or collided with the car of the plaintiff, the law is for and

plaintiff, and you should so find.

3. If you believe from the evidence that the driver of plaintiff's car

failed to comply with any of said duties and because thereof the plain-

tiff's car ran into or collided with defendant's car, the law is for the

defendant, and you will so find.

4. If you believe from the evidence that the driver of plaintiff's car

at the time and place complained of, was negligent, and that had negligence

contributed to the collision to such an extent that but for it the col-

lision would not have happened, the law is for the defendant, and you

will so find.

5. If you believe from the evidence that the collision between the cars

of the plaintiff and the defendant was caused by the negligence of

both the driver of plaintiff's car and the driver of defendant's car,

and that but for the combined negligence of both, the collision would

not have occurred, then you should find any damages for either,

but write your verdict: "We, the jury, find for the defendant."

6. If you find for the plaintiff you will award him such a sum as will

represent the difference, if any, between the reasonable market value

of his ~~motor~~ car immediately before and immediately after the collision

not exceeding \$100.00. If you find for the defendant, on any counter-

claim, you will award him such a sum as will represent the difference,