

State

²⁷
Eli Bransont

James Scrimone

The points raised by defendant, Corum are first that if the witnesses are believed the act of the parties did not amount to a Larceny but was simply a trespass and as such the indictment for dancing must fail

That if the witnesses are to be believed Scrimone being under arrest made confessions from promise or threat and therefore those confessions are not to be taken into consideration

And thirdly that the indictment being against charge the property of H. H. Harper and the proof is that the property was owned jointly by James Scott & H. H. Harper

Ans 4th that the property was solely
the property of James Scott and
not John Stamps for that Scott
bought the toys at the sale were
changed to him and that no division
had been made and therefore
the indictment must fail because
changed improperly

State

vs

Eli Bronson &

Others.

The defendant counsel asks his honor to instruct the jury that if the evidence of James Scott is believed the property in the bill of indictment alleged to have been stolen was the property of James Scott and that in that view they would be bound to acquit the defendant. The defendant counsel asks his honor to further instruct the jury that if as insisted on the part of the state the property was the joint property of James Scott and William ~~Scott~~ then and in that view the defendant are not guilty.