

ALICE J. DUCK, Circuit Clerk

Baldwin County
BAY MINETTE, ALA.

Case no.

Given charges

Richards vs. Van -

The Court charges the jury that the plaintiff has filed his suit under the Employer's Liability Act of the State of Alabama and the master or employer is not liable under this act if the servant or employee knew of the defect or negligence causing the injury and failed in a reasonable time to give information thereof to the master or employer or to some person superior to himself engaged in the service or employment of the master or employer unless the master or employer, or such superior, already knew of such defect or negligence.

~~Given~~
J. J. Mashburn, Jr. Judge

The Court charges the jury that the defendant is not liable as master or employer for injury caused by reason of any defect in the condition of the ways, works, machinery or plant connected with or used in the business of the master or employer unless the defect arose from or had not been discovered or remedied owing to the negligence of the master or employer, or of some person in the service of the master or employer, and entrusted by him with the duty of seeing that the ways, works, machinery or plant were in proper condition.

Given
Julian F. Mashburn, Jr. Judge

The Court charges the jury that the counts of Plaintiff's complaint allege negligence on the part of the Defendant through the use of worn and defective equipment are covered by a part of the law of the State of Alabama known as the Employer's Liability Act and for the defendant to be chargeable for any defect the burden of proof is upon the plaintiff to show that the contrivance is a part of the ways, works, machinery or plant of the defendant and not a temporary contrivance.

Given
Sufair Mashbury, Jr. Judge.

The Court charges the jury that if you believe the evidence you cannot find for the Plaintiff under Count 9 of the complaint.

Given
Jelfair J. Mashburn Jr.
Judge

The Court charges the jury that if you believe the evidence you cannot find for the Plaintiff under Count 1 of the complaint.

Given

Felicia J. Masbury Jr.
Judge.