

FORM 99

MISSOURI CIRCUIT COURT
TWENTY SECOND JUDICIAL CIRCUIT

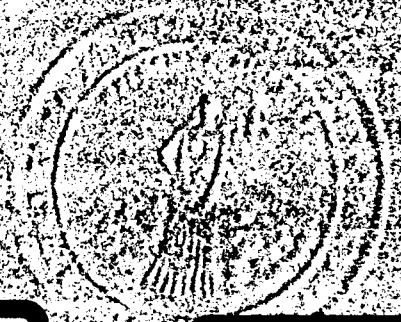
(ST. LOUIS CITY)

George Walter

VS. No. 204113-B Room #1

Eternit, Inc.

ENTIRE FILE



PLAINTIFF'S
EXHIBIT

WV-010236

PLAINTIFF'S
EXHIBIT

05927.00

STATE OF MISSOURI }
CITY OF ST. LOUIS } ss.

I, FREEMAN R. BOSLEY, JR., CLERK OF THE CIRCUIT COURT, CITY OF ST. LOUIS, within and for the City and State aforesaid (said Court being a Court of Record, having a Clerk and official Seal), do hereby certify that the annexed and foregoing is a full, true and complete copy of the original. Entire File.

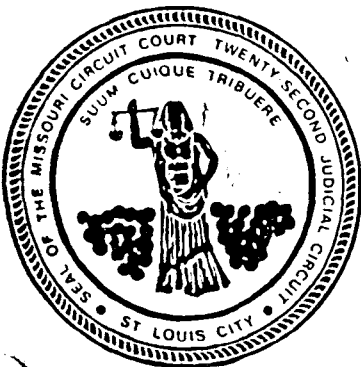
in the cause aforesaid, as fully as the same remains among the records and files of said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of St. Louis,

this 11th day of April, 1991

FREEMAN R. BOSLEY, JR.
CLERK, CIRCUIT COURT

By Deputy
Deputy



2041155

SEP 10 1934

Mr. J. B. C. for Deeds Alld

Amended Petition Filed

SEP 30 1934

Amended Petition Filed

DEC 20 1934

Amended Petition Filed

By Legat of Germany, Eternit Mfg
a copra and the Ruckelshausen Co. for
the purpose of and to the extent of the
rights of the said Eternit Mfg Co. in the
City of Berlin 1934

DEC 21 1934

Amended Petition Filed

DEC 21 1934

Amended Petition Filed

DEC 21 1934

Amended Petition Filed

DEC 21 1934

Amended Petition Filed

DEC 21 1934

Amended Petition Filed

DEC 21 1934

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Amended Petition Filed

9/12/58

145.00

266.00

W. B. CO.

8885

LAW OFFICES

ALLEN, MOBER & MARSALEK

PIENOC BUILDING

ST. LOUIS, MO.

WILLIAM H. ALLEN
W. EDWIN MOBER
JOHN S. MARSALEK
JULIAN C. CASSELL
E. FRANCIS, JR.

DANFIELD 5366

September 6, 1935.

Mr. Russell J. Hornefield, Attorney,
Paul Brown Building,
St. Louis, Missouri.

Re: George Walter vs. Eternity, Inc.

(#204113)

Mr. Hornefield has written me asking attention to
a bill for this additional item, I will be in position to
forward it to our client for payment.

Yours truly,

Wm. H. Allen
W. Edwin Mober
John S. Marsalek
Julian C. Cassell
E. Francis, Jr.

[Handwritten signature]

No. **204113** Division

Walter George

vs
Cherret Inc

[illegible]

1934

Clerk

I hereby certify that on the 10th day of May, 1864, I delivered a copy of this act
 to John R. McArthur of the City of St. Louis, Missouri.
 John R. McArthur

105

No. 204113

Series B.

Division

Walter Rogers

Walter Rogers

STATE OF MISSOURI,
City of St. Louis,

IN THE CIRCUIT COURT,
City of St. Louis

September Term, 1934

AND NOW, AT THIS DAY, come JOHN SCHMOLL, Clerk of this Court, and THOMAS R. MADDEN, Sheriff of the City of St. Louis, and move the Court to rule that Plaintiff give security for the costs already accrued, or hereafter to accrue, in the above entitled cause, for the reason that plaintiff has not sufficient property subject to execution, out of which the officers of the Court could levy their costs.

STATE OF MISSOURI,
City of St. Louis,

JOHN SCHMOLL,
Clerk, Circuit Court,
THOMAS R. MADDEN,
Sheriff of the City of St. Louis.

WILLIAM HOEHN, being duly sworn, upon his oath states that he is a Deputy Clerk of the Circuit Court, City of St. Louis, that he has examined into the subject matter of the above motion, and that the facts stated in said motion are true, to the best of his information and belief.

WILLIAM HOEHN,

Subscribed and sworn to before me this 10th day of September, 1934.
Walter Rogers
Plaintiff's Attorney at Law,
TAKE NOTICE, that a motion for security for costs in the above cause has been filed, of which above is a copy.

JOHN SCHMOLL,
Clerk, Circuit Court.

Very respectfully,

John Schmoll
Clerk, Circuit Court.

Walter Rogers

Attorney at Law,
City of St. Louis.

Series B

No. 204113 Division

Circuit Court, City of St. Louis

September Term, 1934

Walter George

VS

Cheney Inc

Plaintiff vs. Defendant for Debt

Filed September 19, 1934

John L. Smith

clerk

No. 204113 Series B.

Division

Walter George

Plaintiff

Elliott Inc

Defendant

STATE OF MISSOURI

City of St. Louis

ss.

IN THE CIRCUIT COURT,

City of St. Louis

September Term, 1894

AND NOW, AT THIS DAY, came JOHN SCHMOLL, Clerk of this Court, and THOMAS R. MADDEN, Sheriff of the City of St. Louis, and swore the Court to rule that Plaintiff give security for the costs already accrued, or hereafter to accrue, in the above entitled cause, for the reason that plaintiff has not sufficient property, subject to execution, out of which the officers of the Court could levy their costs.

John Schmoll
Clerk, Circuit Court

STATE OF MISSOURI

City of St. Louis

ss.

WILLIAM HOEHM, being duly sworn, upon his oath states that he is a Deputy Clerk of the Circuit Court, City of St. Louis, that he has examined, knows the subject matter of the above motion, and that the facts stated in said motion are true, to the best of his information and belief.

Thos R Madden
Sheriff of the City of St. Louis

Subscribed and sworn to before me this 15th day of September, 1894

William Hoehm

John Schmoll
Clerk, Circuit Court.

George Walter

VS.

Eternit, Inc.

IN THE

Circuit Court

City of St. Louis

June 27

1935

No. 204,113

By leave plaintiff withdraws depositions filed
heretofore in this case on behalf of plaintiff.

Thurman H. Horne
Attorney for Plaintiff

W. H. C. B. J.

H. S. Jones

JUN 27 1935

FILED

MEMORANDUM FOR CLERK

RECEIVED

RECEIVED

RECEIVED

8838

NO. CC

STERNY MILLS
STERNY MILLS
STERNY MILLS

AMOUNT
PAYABLE

AMOUNT

RECORDED CO.

DATE

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STATE OF MISSOURI }
CITY OF ST. LOUIS } ss

IN THE CIRCUIT COURT - JUNE TERM - 1935.

GEORGE WALTER,

Plaintiff,

No. 204113

STERNIT, INC., a corporation,
STERNIT MILLS, a corporation,
and THE HUBBARD COMPANY, a
corporation,

Div. No. 1

Defendants.

STIPULATION FOR JUDGMENT

All of the matters and things in controversy in the above
entitled cause having been adjusted, compromised and finally settled
it is hereby stipulated and agreed, by and between the above named
plaintiff and defendants, that this cause shall be dismissed with costs
incurred by the plaintiff in the matter and things contained in
his petition in plaintiff's petition, and that Court costs shall be paid
by the defendants, Sternit, Inc., and The Hubbard Company.

Witness our hands, at St. Louis, Missouri, this 1st day
of June, 1935.

George Walter
Attorney for Plaintiff

Sternit, Inc. and The Hubbard Company
Attorneys for Defendants

H. J. Jones

JUN 27 1935

FILED

STATE OF MISSOURI)
CITY OF ST. LOUIS) SS

IN THE CIRCUIT COURT - FEBRUARY TERM - 1935.

GEORGE WALTER,

Plaintiff,

No. 204112

vs.

ETERNIT, INC., a corporation,
ETERNIT MILLS, a corporation,
and THE RUBEROID COMPANY, a
corporation,

Div. No. 1

Defendants.)

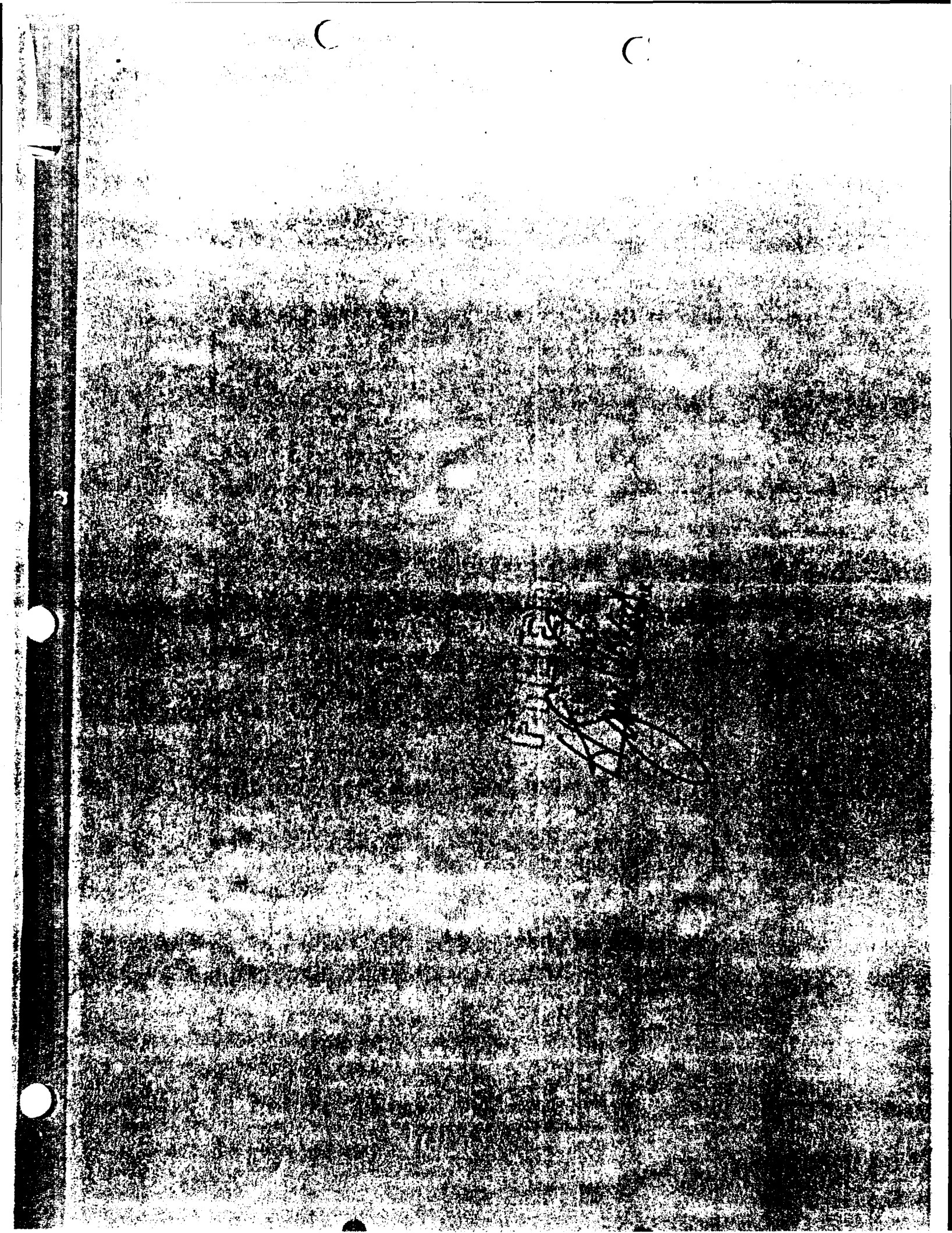
SEPARATE ANSWER OF DEFENDANT ETERNIT, INC.

Comes now Eternit, Inc., one of the defendants herein, and for the separate answer to plaintiff's amended petition, denies each and every allegation in said amended petition contained and set forth.

That Eternit, Inc., since defendant Eternit, Inc. was organized in January, 1925, plaintiff was employed by defendant Eternit, Inc., and that from January, 1925, until June 15, 1932, he was employed by defendant The Ruberoid Company, and that defendant Eternit, Inc., states that plaintiff at no time was employed by defendant Eternit, Inc., and that he was employed by defendant The Ruberoid Company jointly, but avers that he was employed by defendant Eternit, Inc., by reason of which plaintiff does not have cause of action against said defendants jointly and there consequently is a defect of parties defendant in this case, that several causes of action have been improperly united and there is a misjoinder of parties defendant.

WHEREFORE, having fully answered, this defendant prays that its petition be dismissed with its proper costs.

John P. ...
Attorney for Defendant Eternit, Inc.



STATE OF MISSOURI }
CITY OF ST. LOUIS } 83

IN THE CIRCUIT COURT - FEBRUARY TERM - 1934.

GEORGE WALTER,

Plaintiff,

No. 204113

vs.
KERNIT, INC., a corporation,
KERNIT MILLS, a corporation,
and THE RUBEROID COMPANY, a
corporation,

Div. No. 1

Defendants.

SEPARATE ANSWER OF DEFENDANT THE RUBEROID COMPANY.

Does now The Ruberoid Company, deny the allegations made by plaintiff in his petition, and avers that every allegation in said petition is untrue and false.

Further answering, this defendant states that from 1927 to January 1934, plaintiff was employed by defendant Kernit, Inc., and that from January, 1934, until June of 1935, he was employed by defendant The Ruberoid Company and this defendant further states that plaintiff at no time was employed by said defendants jointly, but avers that he was employed by them successively, by reason of which plaintiff does not, and cannot have a cause of action against said defendants jointly and there consequently is a defect of parties defendant in this case, that the parties herein joined have been improperly united and there is a misjoinder of parties defendant.

WHEREFORE, having fully answered, this defendant prays to be dismissed with its proper costs.

Allen M. Chandler
Attorneys for defendant The Ruberoid Company

Handwritten text, possibly a signature or initials, oriented vertically.

GEORGE WALTER.

PL 100-111.

WISCONSIN

No. 204.113

STANLEY, INC., a corporation,
STANLEY MILLS, a corporation, and
THE STANLEY COMPANY, a corporation,
1015 Riverway Drive,

THESE

AMENDED PETITION

[illegible]

Plaintiff further states that said defendants were at all the times hereinafter mentioned engaged in a trade or business which subjected their employees and plaintiff to the use of the following machinery, tools and equipment, to-wit: the manufacture, erecting, use, maintenance and taking into use of any or all of the following machinery, tools and equipment, to-wit: saws, lathes, mills and all other machinery, tools and equipment used in the operations generally known as the manufacture of lumber, wood, shingles and various other articles of wood, and all other machinery, tools and equipment used in the process of manufacturing lumber, shingles and various other articles of wood, and all other machinery, tools and equipment used in the process of manufacturing lumber, shingles and various other articles of wood.

CITY OF ST. LOUIS

IN THE CIRCUIT COURT WITHIN AND FOR THE CITY
OF ST. LOUIS, STATE OF MISSOURI

FEBRUARY TERM - 1935

GEORGE WALTER,

Plaintiff,

vs.

No. 204,112

STANLEY, INC., a corporation,
STANLEY BROS., a corporation,
THE STANLEY COMPANY, a corporation,
Defendants.

71725-Sub

NOTICE

Stanley Inc.

Notice is hereby given that the undersigned, attorneys at law, for and on behalf of the defendants in the above entitled cause, have filed with the Circuit Court of the City of St. Louis, Missouri, a certain petition for summary judgment, to which this notice is attached, and you may be present, if you so desire, at the hearing thereon, which will be held at the Courtroom of the Circuit Court of the City of St. Louis, Missouri, on the 14th day of February, 1935, at 10 o'clock in the forenoon.

James C. Thompson
Attorney for Defendants

Given copy of this notice this
10th day of February, 1935

WITNESSES FOR PETITIONER
Stanley, Inc.

Served notice by personal delivery
attest my hand this 10th day of February, 1935
John C. Thompson
Attorney for Defendants

and omitted to furnish all or any of the above described approved and effective devices, means or methods for the prevention of the disease aforesaid, all in violation of the law of the State of Missouri, then and there in full force and effect, being Revised Statutes of Missouri, 1929, Section 13252 thereof, being as follows:

"EMPLOYER TO PROVIDE PROTECTION FROM DISEASES. That every employer of labor in this state engaged in carrying on any work, trade or process which may produce any illness or disease peculiar to the work or process carried on, or which subjects the employee to the danger of illness or disease incident to such work, trade or process, to which employees are exposed, shall, for the protection of all employees engaged in such work, trade or process, adopt and provide approved and effective devices, means and methods for the prevention of such industrial or occupational diseases as are incident to such work, trade or process."

4. That the defendants negligently ordered and directed plaintiff to work in and about its plant where the atmosphere was fully charged with fine, minute, dry, hot particles of dust, capable of entering the air sacs of the lungs and negligently failed to provide for and place at the disposal of its employees adequate and approved respirators, without cost to the employees, when said dust, which plaintiff was required to work was noxious, poisonous and injurious to the health when breathed into the body, all in violation of the law of the State of Missouri, then and there in full force and effect, being Section 13254 of the Revised Statutes of the State of Missouri, 1929, which is as follows:

"EMPLOYEES TO BE FURNISHED WITH CLOTHING - RESPIRATORS TO BE USED WHILE AT WORK. - Every employer in this state to which this article applies shall provide for and place at the disposal of the employee so engaged, and shall maintain in good condition and without cost to the employee, working clothes to be kept and used exclusively by such employee while at work, and all employees therein shall be required at all times while they are at work to use and wear such clothing, and in all processes of manufacture or labor referred to in this section which are productive of noxious or poisonous dusts, adequate and approved respirators shall be furnished and maintained by the employer in good condition and without cost to the employee and such employees shall use such respirators at all times while engaged in the work productive of noxious or poisonous dusts."

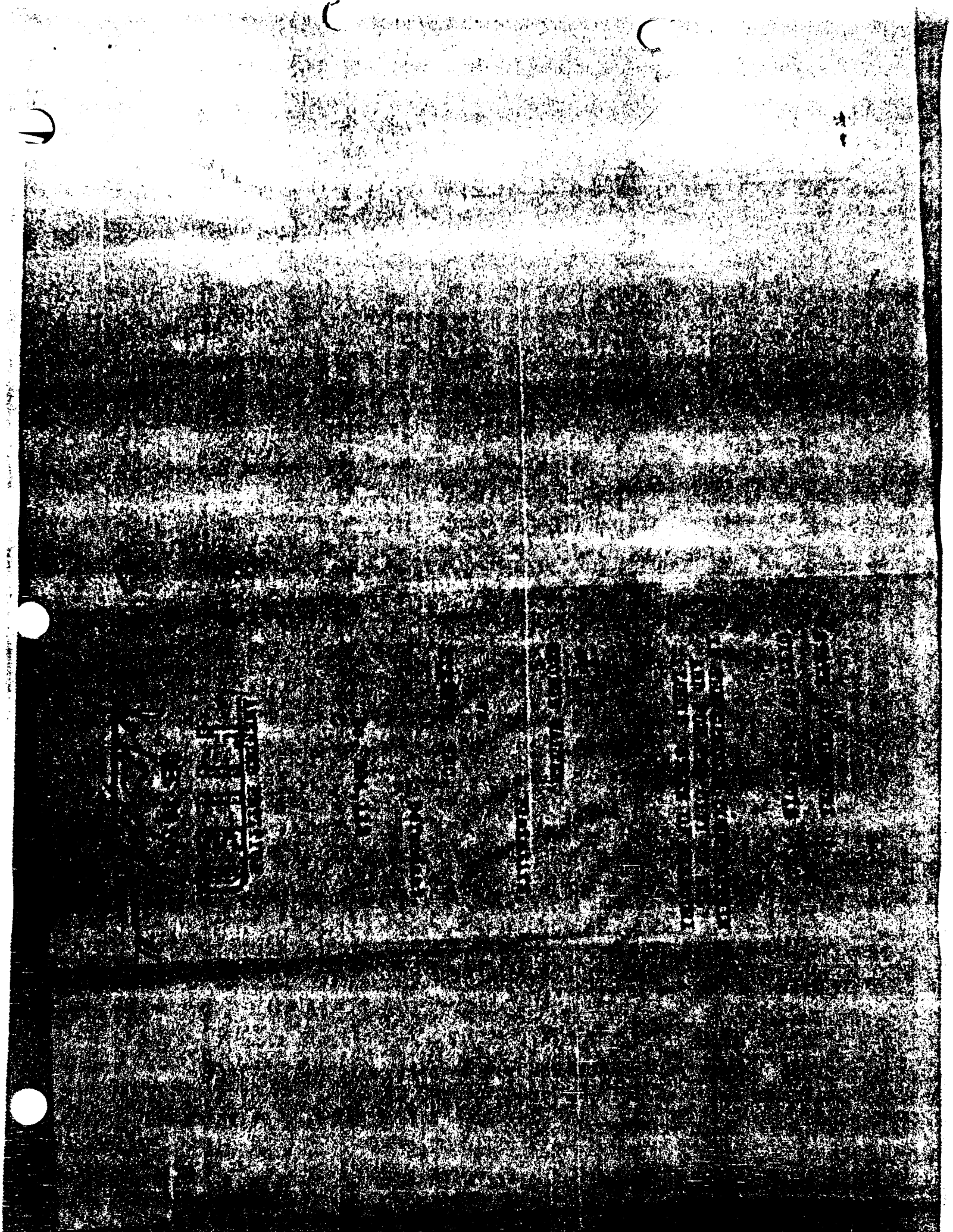
5. That the said work and process which defendants were engaged in was a trade or process which was especially dangerous to

Exercise of ordinary care, could have known that the inhalation of silica dust was dangerous to the health of plaintiff, and if breathed into his lungs would cause and permit the development of diseases peculiar to the inhalation of said dust. All of which plaintiff says was directly due to and caused by the concurrent negligence of the defendants, directly and proximately producing and causing the development of plaintiff's illness and disease aforementioned.

That the defendants negligently ordered and directed plaintiff to clean said mill and the floor thereof and sides of chimneys therein, with a horse broom, and to sweep said dust, and to create said dust in the air he was required to breathe, and negligently failed to dampen said dust, when the defendants knew, or by the exercise of ordinary care on their part, could have known that the sweeping of said dust dry, with a horse broom, would create dust in the air, which dust was known to be, or by the exercise of ordinary care as to be harmful, injurious and poisonous, and that, by the exercise of ordinary care, could have known that it was possible and feasible to dampen said dust with water, and thereby prevent the generation of said dust, and thereby prevent plaintiff's illness and disease.

Wherefore, plaintiff says he is entitled to recover from the defendants the sum of \$2500.00 for the value of his health and the defendants, together with his costs.

Russell H. Hargrave



The State of Missouri,

To the Sheriff of the City of St. Louis—Greeting:

We command you to summon— Eternit Mills, a Corporation, and The Ruberoid
Company, a Corporation.

to appear before the Judges of our Circuit Court, on the first day of the next term thereof, to be held in the City
of St. Louis, at the Civil Courts Building, 12th and Market Streets, on the First Monday of FEB. next, then
and there to answer the complaint of George Walter

Amended
as set forth in the annexed petition; and have you then and there this writ:

Witness JOHN SCHMOLL, Clerk of our said Court, with
the seal thereof hereto affixed, at office in the City of St.
Louis, this 21st day of December
in the year of our Lord, nineteen hundred and thirty-four.

John Schmoll Clerk.

(SEAL)

I acknowledge myself bound for all costs that have accrued or may accrue in the case of
against

Witness my hand and seal at St. Louis, this _____ day of _____
1935.

(SEAL)

Approved _____
this _____ day of _____ 1935.
Clerk.

HOS. P. ...
SHERIFF

SEAL 2

No. 204,115-3 Division 1

Circuit Court, City of St. Louis
SPE. TERM 1934

George Walter

SUMMONS ON
Amended Petition

Plaintiff, Inc. a Corp. et al,

Pr. Damages

Russell J. Bonsettfield PR. Atty

D. H. Atty

Issued 21st of Dec. 1934

JOHN SCHMOLL, Clerk

Copies due Clerk

9380 Paid by Attorney

Served this writ in the City of St. Louis, Mo., on the within named defendant the *Jefferson Mills* (a Corporation), this *27th* day of *December*, 1934, by delivering a copy of the writ and petition as furnished by the Court to *Carl H. Hays* of the said defendant Corporation, he being in said defendant's usual business office and in charge thereof. The President or other Chief Officer of said defendant could not be found in the City of St. Louis at the time of service.

Thos. R. Middle
By *Carl Hays* Deputy

I further served this writ in the City of St. Louis, Mo., on the within named defendant the *Hubbard Company* (a Corporation), this *27th* day of *December*, 1934, by delivering a copy of the writ as furnished by the Court to *Carl Hays* of the said defendant Corporation, he being in said defendant's usual business office and in charge thereof. The President or other Chief Officer of said defendant could not be found in the City of St. Louis at the time of service.

Thos. R. Middle

by ... of the writ as furnished by the Clerk
to ... of the said defendant Corporation, he
being in said defendant's usual business office and in charge thereof.
The President or other Chief Officer of said Defendant could not be
found in the City of St. Louis at the time of service.

Thos. R. Madden Sheriff,
By Carl Glass Deputy

Also ...
Frank Mills a copy cannot be found in the City of
St. Louis, Mo.

Thos. R. Madden Sheriff
John M. ... Deputy

CITY OF ST. LOUIS

GEORGE WALKER

Plaintiff,

7

No. 304113

STERNIT, INC.,
STERNIT MILLS,
and THE RUBBER
CORPORATION.

DIVISION

[illegible]

FILED

1944-1945
John S. Churchill
C. L. L.

Case No. 11

George Walter

IN THE

**CIRCUIT COURT
CITY OF ST. LOUIS**

December 19 1934

Eternit Inc. a corp.
Eternit Mills, a corp.,
and the Rubens Co.,
a corporation.

No. 204,113

Plaintiff by leave files his amended petition and
adds as additional parties defendant, Eternit Mills,
a corporation, and the Rubens Company, a corporation,
and summons ordered issued on said additional
defendants returnable to the February Term, 1935.

Harold H. [Signature]
Attorney for Plaintiff

CLERK

DEC 20 1964

FILED

MEMORANDUM FOR CLERK
RE: [illegible]
[illegible]
[illegible]
[illegible]
[illegible]

DOUGLAS ELLER

No. 204, 113 Room 1

STATE OF MISSOURI,)

: ss

CITY OF ST. LOUIS)

IN THE CIRCUIT COURT - SEPTEMBER TERM - 1934.

Plaintiff,

No. 234113

Div. 1

DEFENSE.

Now comes the above named defendant, and answers to the petition of plaintiff filed herein, and for grounds of this answer to said petition says:

That said petition fails to state a cause of action against the defendant.

That the facts stated in plaintiff's petition, if true, are not entitled to recover against the defendant.

Allen M. Morgan

Attorney for Defendant.

asbestosis, pneumoconiosis and tuberculosis, and diseases of the nasal passages and the entire respiratory system, and is especially dangerous to the health of employees as provided by Section 13253 of the Revised Statutes of Missouri, 1929.

Plaintiff for his cause of action says that for a long years, ending in 1933 and beginning in 1937, he was employed by the defendant and ordered and directed by them to work in the underground mines where asbestos dust was present. Plaintiff says that asbestos dust was blown into his lungs and nostrils, and as a result thereof, developed an irritation and destruction of the mucous membrane of the nose and nasal passages, chronic bronchitis, and asthma, and said dust he irritated the lungs, and that plaintiff was injured and discharged from employment.

Plaintiff says that the defendant was negligent in not providing proper ventilation and in not providing proper protection for the employees, and that the defendant was negligent in not providing proper medical attention for the plaintiff, and that the defendant was negligent in not providing proper compensation for the plaintiff. Plaintiff says that the defendant was negligent in not providing proper compensation for the plaintiff, and that the defendant was negligent in not providing proper compensation for the plaintiff.

Plaintiff says that the defendant was negligent in not providing proper compensation for the plaintiff, and that the defendant was negligent in not providing proper compensation for the plaintiff. Plaintiff says that the defendant was negligent in not providing proper compensation for the plaintiff, and that the defendant was negligent in not providing proper compensation for the plaintiff.

the prevention of such industrial or occupational disease incident to such work, trade or process, as aforesaid, in violation of the law of the State of Missouri, then and there in full force and effect, being Revised Statutes of Missouri, 1929, Section 12462, which is in words and figures as follows:

"EMPLOYER TO PROVIDE PROTECTION FROM DISEASES. That every employer of labor in this state engaged in carrying on any work or trade or process which may produce any illness or disease incident to the work or process carried on by such employer or employee in the danger of illness or disease incident to such work, trade or process, such employer shall, as a condition of employment, provide for the prevention of such illness or disease incident to such work, trade or process, as aforesaid, in the following manner:

1. That the employer shall cause to be worn protective clothing and equipment by his contracting an illness and disease

2. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

3. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

4. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

5. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

6. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

7. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

8. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

9. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

10. That the employer shall cause to be provided at the direction of the State Health Department, such protective clothing and equipment as may be necessary for the prevention of such illness and disease

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cement dust, lime, and other poisonous and injurious chemicals and
insoluble dusts, and negligently failed to provide said chutes, hoppers,
bins, with a hood or covering, and an adequate and efficient apparatus
or other device for the purpose of drawing away from the employees,

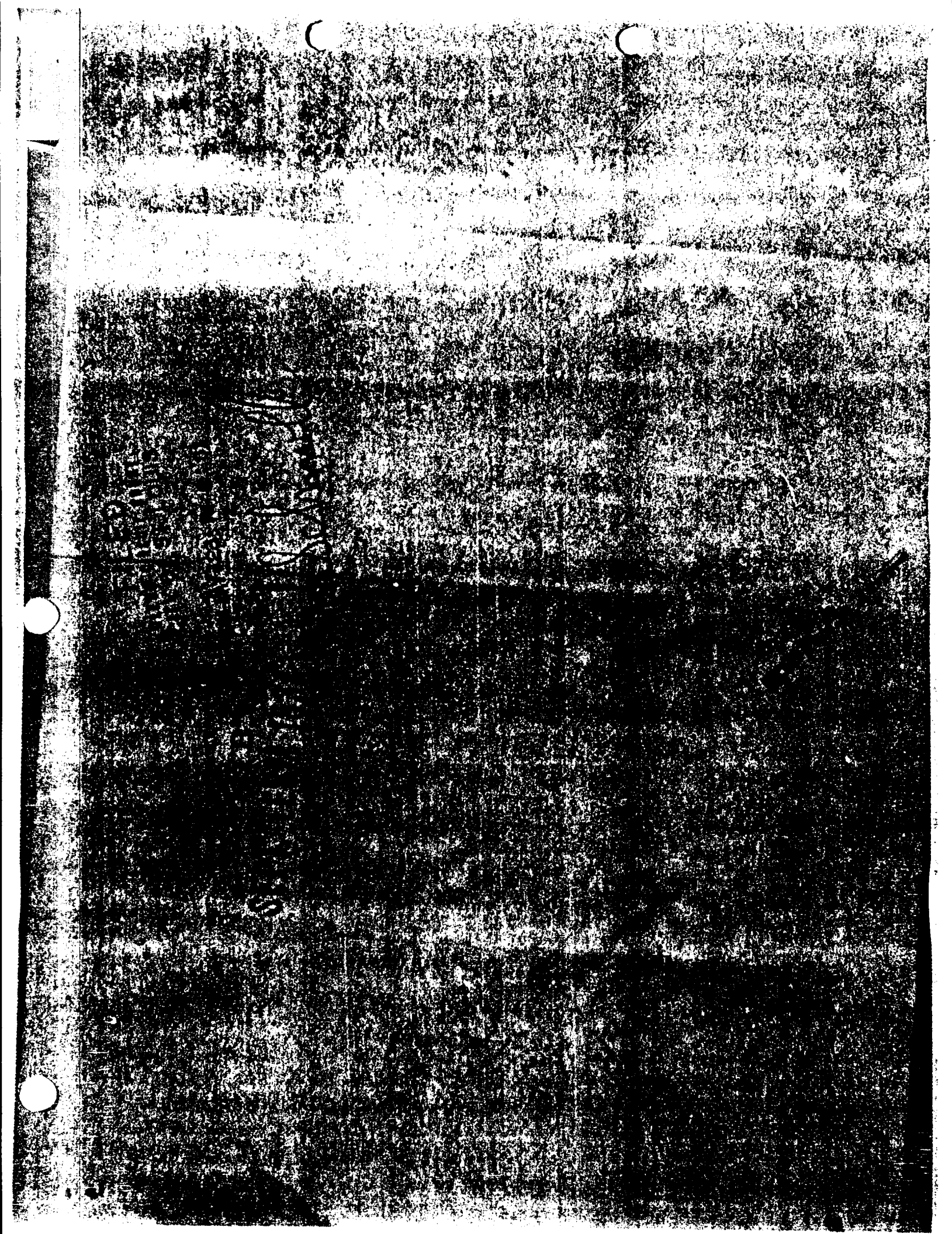
noxious, poisonous and injurious dusts, and negligently failed to
cover or enclose the apparatus or receptacles in which said dust was
collected and transported from said plant by plaintiff and others, and
negligently permitted said dust to accumulate on the floor, and in
violation of the law of the State of
Missouri, and there in full force and effect, being Section
100 of the Revised Statutes of Missouri, 1929, which is in words and
to the effect as follows:

TO BE PROVIDED WITH COVERING
AND APPROPRIATELY LOCATED
AND PROVIDED WITH A HOOD OR
COVERING, AND AN ADEQUATE AND
EFFICIENT APPARATUS OR OTHER
DEVICE FOR THE PURPOSE OF
DRAWING AWAY FROM THE
EMPLOYEES, NOXIOUS,
POISONOUS AND INJURIOUS
DUSTS, AND NEGLIGENCE
LY FAILED TO COVER OR
ENCLOSE THE APPARATUS
OR RECEPTACLES IN
WHICH SAID DUST WAS
COLLECTED AND
TRANSPORTED FROM
SAID PLANT BY
PLAINTIFF AND
OTHERS, AND
NEGLECTEDLY
PERMITTED SAID
DUST TO ACCUMULATE
ON THE FLOOR,
AND IN VIOLATION
OF THE LAW OF THE
STATE OF MISSOURI,
AND THERE IN FULL
FORCE AND EFFECT,
BEING SECTION 100
OF THE REVISED
STATUTES OF MISSOURI,
1929, WHICH IS IN
WORDS AND TO THE
EFFECT AS FOLLOWS:

Every employer of labor shall be provided with covering
and appropriately located and provided with a hood or
covering, and an adequate and efficient apparatus or other
device for the purpose of drawing away from the employees,
noxious, poisonous and injurious dusts, and negligently
failed to cover or enclose the apparatus or receptacles in
which said dust was collected and transported from said
plant by plaintiff and others, and negligently permitted
said dust to accumulate on the floor, and in violation
of the law of the State of Missouri, and there in full
force and effect, being Section 100 of the Revised
Statutes of Missouri, 1929, which is in words and to
the effect as follows:

Every employer of labor shall be provided with covering
and appropriately located and provided with a hood or
covering, and an adequate and efficient apparatus or other
device for the purpose of drawing away from the employees,
noxious, poisonous and injurious dusts, and negligently
failed to cover or enclose the apparatus or receptacles in
which said dust was collected and transported from said
plant by plaintiff and others, and negligently permitted
said dust to accumulate on the floor, and in violation
of the law of the State of Missouri, and there in full
force and effect, being Section 100 of the Revised
Statutes of Missouri, 1929, which is in words and to
the effect as follows:

W. J. [Signature]



The State of Missouri,

To the Sheriff of the City of St. Louis—Greeting:

We command you to summon:— Eternit, Inc., a corporation,

to appear before the Judges of our Circuit Court, on the first day of the next term thereof, to be held in the City of St. Louis, at the Civil Courts Building, 12th and Market Streets, on the Second Monday of SEPT. next, then and there to answer the complaint of George Walter,

as set forth in the annexed petition; and have you then and there this writ:

Witness JOHN SCHMOLL, Clerk of our said Court, with the seal thereof, hereto affixed, at office in the City of St. Louis, this 22nd day of MAY in the year of our Lord, nineteen hundred and thirty-four

John Schmoll Clerk

I acknowledge myself bound for all costs that have accrued or may accrue in the case of _____ against _____

Witness my hand and seal at St. Louis, this _____ day of _____

1934

(SEAL)

Approved _____

day of _____ 1934

Clerk

James B. Madden
Carroll, Mo.
 Being this 11th day of July, 1934, the City of St. Louis, Missouri, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of the City of St. Louis, Missouri, at the time of recording.

SERIES A

No. 204113

Division

Circuit Court, City of St. Louis

SEPT. TERM 1934

RIMMONS

JOHN SCHWELL, Clerk

Clerk and Clerk

State Paid by Missouri

THOS. H. MADDOEN
 SHERIFF
 JUL 11 1934

