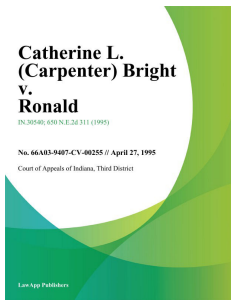


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Author: Third District Court of Appeals of Indiana

Realese Date: Lanzamiento previsto: @@expectedReleaseDate@@

LATIMER, Justice. We shall not despair in attaining a proper and final adjudication of all matters involved in this extended action. This appeal involves some scattered fragments and unsettled questions growing out of a protracted litigation which has been before this court on two former appeals. Preston v. Prestons Admx, 245 Ky. 552, 53 S.W.2d 957; Prestons Heirs v. Preston et al., 279 Ky. 401, 130 S.W.2d 797. We shall not undertake a full restatement of all the facts of the whole case as these have been fully stated in the two cases, supra, but shall state only the decisive facts involved and such as are determinative in disposition of the contentions raised on appeal herein. Such facts shall be stated in the consideration of each contention.

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