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The Corns Trial from 1892

1892 Apr 1st to June the 5th 1895

CONTRACT—PUBLIC POLICY—EASEMENT—ACTION TO QUIET TITLE—NEW TRIAL OF RIGHT.
 16,873. Joseph Corns vs. Alfred Clouser et al. Montgomery C. C. Reversed. Hackney, J.
 (1) An agreement whereby one land-owner agrees to grant to another a private way over his land, in consideration of the other land-owner agreeing to a vacation of a public highway dividing the lands of the two owners, is not void as against public policy. (2) Where the complaint to enforce such an agreement and establish the easement in such case claims and the ownership of the easement, and prays for a decree quieting the plaintiff's title thereto, and the decree rendered finds for the plaintiff upon the claim of title and adjudges the claim forever quieted, the defendant is entitled to a new trial as a matter of right.

March the 25 1892 trip to Crawfordsville for
 March 29/92 carpair to Lafayette to
 summon the Buskirks
 Buskirks Marrou + John S. K.
 Apr the 1st To Hotel charges + car fair Durin
 the trial \$ 5 25
 for short hand Reporter's
 fee for taking E. Hubers Deposition 5 00
 Apr 4 payed Supreme court
 charges \$ 72 85
 May 11th 1893 payed Clerk + sheriff fees \$ 26 00
 July 29 1894 payed to Sam Martin
 for taking Percy Hubers
 Deposition \$ 2 00
 sep 14 1894 payed the Buskirks fees \$ 9 40
 and Mile age
 A Trip to Kokomo to
 look after Philip Hubers as a
 witness carpair + lodging \$ 3. 25
 Feb 13 194 payed Marion Buskirks witness fee 7. 40
 car fair 45
 .. 21 General expenses of Trial 10 00
 March 10 1895 payed John Kussel his fees \$ 3. 70
 payed Steven Ward his fees 2 85
 paid E. Huber his fees
 and milage + car fair \$ 32 75
 thorney fees in the case \$ 300 00
 June 5 /95 paid costs \$ 110 75
 et 1895 payed E. H. Kussel extra fee \$ 1 00
 toll cost of suit \$ 610 35