

Indiana Vs. Kentucky

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Court : US Supreme Court

Decided On : Oct-21-1895

Appeal No. : 159 U.S. 275

Appellant : Indiana

Respondent : Kentucky

Judgement :

Indiana v. Kentucky - 159 U.S. 275 (1895)

U.S. Supreme Court Indiana v. Kentucky, 159 U.S. 275 (1895)

Indiana v. Kentucky

No. 2, Original

Submitted October 15, 1895

Decided October 21, 1895

159 U.S. 275

ORIGINAL

SYLLABUS

The court appoints commissioners to run the disputed boundary line in accordance with its decision, announced May 19, 1890, [136 U. S. 136](#) U.S. 479.

At October Term, 1889, this Court decided a case of disputed boundary between the State of Indiana and the State of Kentucky. [136 U. S. 136](#) U.S. 479. At the present term, the parties presented the following petition:

" *To the Honorable the Chief Justice and Associate Justices of the Supreme Court of the united states: "*

"The plaintiff, The State of Indiana, and the defendant, The State of Kentucky, show to your Honors that they have agreed upon and submit herewith the accompanying draft of an order in conformity to the opinion and order of

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the Court herein and move for an order in accordance therewith."

"THE STATE OF INDIANA"

"By *William A. Ketcham* "

" *its Attorney General* "

"THE STATE OF KENTUCKY"

"By *Richard H. Cunningham* "

" *its Solicitor* "

"WASHINGTON, D.C., *October* 15, 1895"

" I N THE SUPREME COURT OF THE UNITED STATES, OCTOBER TERM, 1895"

"THE STATE OF INDIANA"

Original, No. 2

"THE STATE OF KENTUCKY"

"On this 15th day of October, 1895, comes the State of Indiana, by its Attorney General, and also comes the State of Kentucky, by its Solicitor, Richard H. Cunningham, and said parties advise and inform the Court that, in accordance with the opinion and order hereinbefore entered in that behalf, they have agreed upon the following-named gentlemen to be suggested to this Court as commissioners, as stated and set forth in said opinion and order, *viz.*: Gustave V. Menzies, of Mount Vernon, Ind.; Gaston M. Alves, of Henderson, Ky., and Col. Amos Stickney, of the Engineer Corps of the United States Army, and the Court, being fully advised in the premises, does now order and decree that the above-named Gustave V. Menzies, Gaston M. Alves, and Amos Stickney be, and they are hereby, appointed commissioners to ascertain and run the boundary line between the said States of Indiana and Kentucky as designated in the said opinion of this Court heretofore entered herein, and to report to this Court with all reasonable dispatch their doings in that behalf. It is further ordered by the Court that duly certified copies of this order shall be forthwith issued by the clerk of this Court, under his hand and seal, to each of the above-named commissioners, and before entering upon the discharge of their duties as such commissioners, they and

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each of them, shall be and appear before either the clerk of this Court or the clerk of the United States Circuit Court within and for either the District of Indiana, Kentucky, or Ohio, and take an oath faithfully to discharge the duties required of them as such commissioners, which oaths shall be forthwith transmitted to and filed with the clerk of this Court and in this cause."

Dg:leadop*fuller*

THE CHIEF JUSTICE.

This cause coming on on the application of the State of Indiana, by its Attorney General, and of the State of Kentucky, by its Solicitor, Richard H. Cunningham, for

the appointment of commissioners herein in accordance with the opinion, judgment, and decree hereinbefore filed and entered, and the court being advised and informed by said parties that they have agreed upon the following named gentlemen to be suggested to this Court for such appointment, *viz.*, Gustavus v. Menzies, of Mount Vernon, Indiana, Gaston M. Alves, of Henderson, Kentucky, and Colonel Amos Stickney, of the Engineer Corps of the United States Army, and the Court being fully advised in the premises, does now order and decree that the above-named Gustavus v. Menzies, Gaston M. Alves, and Amos Stickney be, and they are hereby, appointed commissioners to ascertain and run the boundary line between the said States of Indiana and Kentucky as designated in the said opinion of this Court heretofore filed, and judgment and decree heretofore entered herein, and to report to this Court with all reasonable dispatch their doings in that behalf. It is further ordered by the Court that duly certified copies of this order shall be forthwith issued by the clerk of this Court, under his hand and the seal of the Court, to each of the above-named commissioners, and before entering upon the discharge of their duties as such commissioners they, and

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each of them, shall be and appear before either the clerk of this Court or the clerk of the United States Circuit Court within and for either the District of Indiana, Kentucky, or Ohio, and take an oath faithfully to discharge the duties required of them as such commissioners, which oaths shall be forthwith transmitted to and filed with the clerk of this Court and in this cause.