

(Part)

New York June 6 1875

Dear Sir,

This morning I called Kinnear in
court and he did not appear. A bench
warrant was issued and I suppose the
officers are hunting for him. I hear
that he left in a small sailing vessel
with 5 or 6 others - on the other hand
I hear that his baggage is still at the
Metropolitan Hotel - The ^{general} information is
abundant that he has left but I am compelled
to act with the greatest caution as every
article will be searched to for the purpose
of ^{discovering} ~~discovery~~ ^{one} -
When Kinnear did not answer
the Council for Peters said he was ready
for trial and demanded an immediate trial.
As ~~they~~ ^{Kinnear & Peters} were indicted jointly I declined to
go to trial in Peters case alone - A motion
was made to compel me to proceed with Peters
case so that the Court should discharge him

from his own regime. The Court refused to
interfere but stated at the close of the term
the application might be removed by resumption
could be shown by the Government for further
detention the Court would probably discharge -

The movement to try me to
induce me to show my hand by the trial
of Feltus. He was to be tried as that
Kinney might learn the strength or weakness
of our case and his appearance to answer
could depend on our evidence in Feltus
case - I was not to be interrupted by any
such movement. Kinney was the principal
Feltus only a secondary consideration.

I have advised the attorneys to attend
tomorrow because if Kinney discovered they
had gone home he would probably appear
and then demand a trial:

I hope you don't pay as attention
to the newspaper meetings - They are
all manufactured - The best answer to
the whole of these proceedings is Kinney's
flight.

Wm C. Cushing

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John A. ...