BETTER TRY AGAIN.

Let There Be No Contest Now to Make Hornblower a Judge.

HIS REJECTION JUSTIFIED.

A Stinging Rebuke from the Court of Appeals by Justice Earl.

GRAVE DOUBTS OF HIS ABILITY.

His Rulings in a Case Involving Millions Severely Criticised and Reversed.

FACTS MISTAKEN AND ERRORS IN LAW.

Repeatedly, since the name of William B. Hornblower was sent to the Senate as President Cleveland's nominee to succeed Justice Blatchford, in the Supreme Court, The World has said that the Judiciary Committee ought to report at once and let the Senate confirm or reject, approve or disapprove Mr. Cleveland's selection. Repeatedly, too, has The World expressed its conviction that judicial nominations, whether by the Executive or by a party convention, should be such as to command instant approval from the whole people.

These opinions The World now reiterates. Put off longer than it should have been, the report of the Senate Judiciary Committee has at last been presented. It is against Mr. Hornblower. Mr. Cleveland, it is announced, proposes to disregard the opinion of the committee and plans to force the Senate to confirm his candidate.

Whatever may be said as to the origin, in personal spite or factious antipathies, of the opposition to Mr. Hornblower, whatever may be said as to the value of the unfavorable criticism upon his judicial capacity, the fact remains that the movement against Mr. Hornblower has become formidable, that it has grown from the day when it started, and that it commands the most serious attention of the Senate.

Not only is the antagonism to Mr. Hornblower so widespread that it precludes the possibility of any one saying that the nomination has received the instant approval of the whole country, but the antagonism rises along lines that lead to doubt as to the candidate's fitness to be made a judge of the highest Federal court.

What a spectacle! The ermine made the subject of unseemly discussion. A place in the highest court in the land, not only offered by the President to a personal friend, chiefly because he is a friend, but the President insisting, in the face of an unfavorable report from a committee of the Senate, upon the yielding of all to his wish, his will.

At other times there have been conflicts between the nominating power and the confirming body over candidates for national positions, but rarely has been such a contest over a nominee for a judicial post as now seems imminent between Mr. Cleveland and the Senate. Judicial appointments, almost alone of all, have been kept free from the foul atmosphere of corrupted politics and factious quarrelling. But now the clouds seem gathering above them.

A PERTINENT SUGGESTION.

Since these things are so, it is appropriate to reprint here a suggestion made by The World a few days since, in these words:

"President Cleveland would do well to withdraw the nomination of Mr. Hornblower and try again.

"The Judiciary Committee of the Senate having voted adversely on the nomination, it can only be confirmed now, if at all, after a sharp contest in the Senate. This would be unseemly, and in view of the party feeling in the Senate, and of the unsympathetic relations—to use no stronger word—between the President and a considerable body of Democratic Senators, it would be most unfortunate at the present time.

"Mr. Hornblower is not so conspicuously fit for the Supreme Bench or so eminent at the bar as to call for a contest in his behalf, even if he desired that one should be made. In fact his selection by the President bore marks [illegible]

THE OPINION OF JUSTICE EARL—A STINGING REBUKE.

GARRISON'S ENTRIES.

SOMEWHAT STARTLING.

JUDGES OF THE COURT OF APPEALS AND MR. HORNBLOWER.

A LESSON IN LAW.

JUDICIAL INDIGNATION.

NO CASE QUOTED.

THE REBUKE DELIBERATIVE.

HIS LEGAL JUGGLERY AND NECROMANCY.

THIS WAS ABSURD.

A FLAT CONTRADICTION.

THE CONTRARY WAS TRUE.

SEVEN OBVIOUS ERRORS.

MR. HORNBLOWER'S RECORD AT THE BAR OF THE SUPREME COURT.

[illegible]

which consisted in the question whether a writ of certiorari should issue to quash a decree of the Circuit Court of Appeals, on the ground that one of the Judges who rendered it was disqualified from sitting to hear the case, and the further question whether that Judge was disqualified by the fact that the appeal which he sat with other Judges to hear was from an order of another Judge, setting aside a still earlier order entered by the Judge whose qualification was questioned. The Supreme Court decided in Mr. Hornblower's favor on the first of these points, but left the second point undecided. Mr. Hornblower subsequently dismissed his own petition, and pressed that point no further.

HUSTLING FOR VOTES FOR HIM.

A Mysterious Mr. Miller Tackles Senators in Mr. Hornblower's Interest.

"Who is Mr. Miller?" The question is being asked by a good many persons interested in the nomination of Mr. W. B. Hornblower as Associate Justice of the United States Supreme Court.

The anonymous Mr. Miller has been going about drumming up Senators to vote for Mr. Hornblower's confirmation by the Senate. One Senator whom he approached in the Fifth Avenue Hotel Saturday night pretty nearly told him, so it is said, to mind his own business. And generally there has been criticism over the canvassing for votes resorted to in Mr. Hornblower's behalf.

Mr. Hornblower was asked yesterday whether he knew that Mr. Miller was conducting a campaign for him.

"I don't know Mr. Miller or anything about the matter," replied Mr. Hornblower.

A newspaper clipping giving an account of Mr. Miller's encounter with the Senator was handed him and he read it attentively.

"Oh," he exclaimed, when he finished. "I have nothing to say and decline to be interviewed."

"But what have you to say about this Mr. Miller?"

"Nothing at all."

The Senate May Consider the Nomination To-Day.

WASHINGTON, Jan. 14.—According to the programme agreed upon by the Senate last week the consideration of the Federal Election bill should begin to-morrow. The indications, however, are very strong that the measure will go over for at least a day or two, and that the Senate will go into executive session early in the day for the consideration of the Hornblower nomination. If that question is taken up there is little doubt that it will consume the entire day, as there will in all probability be a spirited discussion over it. If Senator Hill, who is supposed to be leading the opposition to Judge Hornblower, could have his way the vote probably would be taken without any speech-making whatever, but it is presumed that the friends of Mr. Hornblower will insist upon being heard.

This Jerseyman Knew a City Trick.

Adolph Lovinsdulsky, of No. 150 Monticello avenue, Jersey City, came over to New York yesterday, and while walking along Canal street he saw a man drop a pocketbook. Another man who was following picked it up and opened it as Lovinsdulsky reached him.

"You're in on this," he said. "Look, here's $101.04. But I'd never try to change this $100 bill, because I look so shabby. I might get arrested on suspicion." He held out the bill, which, of course, was a counterfeit, to Lovinsdulsky's gaze. The Jerseyman had an idea that he had heard that story before, and pretended to take the bait. He walked along with the fellow until he met a policeman, when he had him arrested and locked up in the Prince street station. The confederate who dropped the book escaped.

Suicide of Aaron Meyer.

Aaron Meyer, a well-known New Jersey and New York horseman, died yesterday morning at his home, at Howard street and Thirteenth avenue, Newark, from the effects of morphine taken, it is believed, with suicidal intent. Meyer was twenty-four years of age. He had not been on good terms with his father for a long time. He was unmarried and lived in the same house with Hattie Penn, a woman who is seeking a divorce from her husband. Meyer had attempted suicide several times before, it is said, on account of jealousy and trouble with his father. He took the drug [illegible]

MRS. BEECHER FAINTS.

Plymouth's Preacher's Widow Stricken While at Church.

THE CONGREGATION SINGING ONE OF HER HUSBAND'S HYMNS.

SHE IS NOW EIGHTY-ONE YEARS OLD.

Mrs. Henry Ward Beecher fainted yesterday in Plymouth Church. It was at the close of morning service, while the congregation was singing "The King of Love My Shepherd Is," a favorite hymn of Mr. Beecher and one frequently selected by him while in the pulpit.

MRS. HENRY WARD BEECHER.

Mrs. Beecher occupied the Beecher pew, in the third row from the platform, with Mr. and Mrs. Blatchford, of Chicago, and Mrs. and Miss Bliss. Rev. Howard Bliss, assistant pastor of the church, who was on the platform with Dr. Abbott, hastened to her assistance. She was carried to the lecture-room, where she remained unconscious about five minutes. Dr. A. G. Warner, who happened to be in the church at the time, attended her. Restoratives were applied, and, on being revived, she was conducted to her home, at Orange and Hicks streets, a short distance from the church.

Dr. Searle, the family physician, was called. Mrs. Beecher said she had eaten little or nothing for breakfast and did not feel well on entering the church. The doctor attributed her sudden illness to weakness. He said Mrs. Beecher had been afflicted with fainting spells for upward of twenty years. "Her health otherwise," he said, "is very good. The fainting spell she had is one of the old attacks to which she is so subject. She should not have gone out this morning on any account. Mr. Beecher frequently attended her in such attacks, but he did not consider them dangerous. The attack Mrs. Beecher had to-day continued longer and was probably more severe than any she had previously."

Mrs. Abbott, who was also at Mrs. Beecher's side when she was stricken, was much affected. When it became generally known in the church that Mrs. Beecher was ill, considerable excitement was manifested. Dr. Abbott announced Mrs. Beecher's illness from the platform. He said no serious results were apprehended, and then dismissed the congregation.

Mrs. Beecher is eighty-one years old. She celebrated the anniversary of her birth last August. At her residence last night she appeared to be in better health than usual; in fact, she said she was not feeling much the worse from the attack. She was cheerful, and spoke quite confidently that after a few hours' quiet she would be herself again.

When asked whether the singing of the favorite hymn had brought back memories which for the moment affected her, Mrs. Beecher answered that she never joined in the singing of Mr. Beecher's favorite hymns without feeling somewhat moved, but she did not attribute the slight fainting spell of the morning to the rendering of this particular hymn.

Speaking of her age and her general good health and the literary work she is able to accomplish, she mentioned the age of her great-grandfather at his death. She said that he lived to be one hundred and five years old, and that in the line of his business, as an architect, in Massachusetts, the day before his death he ascended a ladder to the fourth story of a new building. Speaking of his death, she said he was at dinner, and while eating something stuck in his throat and he was suffocated.

Her grandfather was nearly a hundred when he died, and her father was seventy-eight. Then, smiling, she said that she came of a long-lived stock. She thanked God that she had passed her four score years, but the last seven years of her life had been a period of trials.

A Saloon-Keeper Runs Amuck.

Charles Flish, who keeps a saloon at No. 326 Henry street, was sentenced yesterday in the Essex Market Court to three months on the Island, in default of $500 bail, on the charge of disorderly conduct. He got drunk in his saloon early Saturday night. When near midnight he ran through Grand street, with a revolver in one hand and a club in the other. A policeman arrested him with great difficulty. He said that he was chasing men who had assaulted him. The policeman said that he was chasing no one in particular, but every one in general.

May Sticks to Her Story of a Fall.

May Barrowcliff was resting easily yesterday in the Jersey City Hospital and feeling better than on any day since she was brought to the hospital. Dr. Varick says now that he has no doubt of her ultimate recovery. She talked with her nurse yesterday morning and repeated her previous story about a fall when she got part way across the field going to the board walk. Louis Klemm, who saw a man running away from the scene on the night of the assault, was at Police Headquarters on Saturday night, but told Supt. Smith that he couldn't describe the man's appearance or identify him if seen again.

Petschek—Raul.

Miss Rosa Raul was married to Mr. J. Petschek, of No. 106 East Fourteenth street, formerly of Vienna, at the residence of the bride, No. 125 East Fifty-ninth street, at 4 P. M. yesterday, by Rev. Dr. M. Maisener, in the presence of immediate relatives of the couple. The bridesmaid was Miss Amelia Raul and the best man Mr. G. Bauer. The bride wore a travelling costume of tan cloth, trimmed with fur, and hat to match. The bridesmaid wore cream-colored silk, trimmed with lace and beads. After a supper the couple left for Lakewood for the honeymoon.

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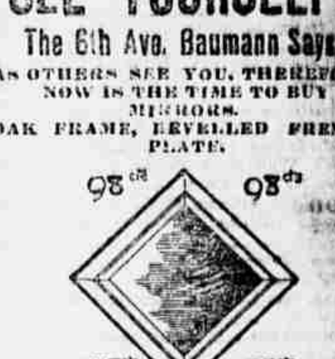

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