

Lancaster Intelligencer.

TUESDAY EVENING, APRIL 27, 1880.

Judicial Friendship.

Really there seems to be no sufficient excuse for the failure of our court to call Publisher Warfel to account in his office as attorney for words editorially spoken about the Raymond-Dennis case, and the evil conduct of the court therein and about. His criticism upon "the working of the local machinery of justice" seems not to have been found in this particular matter, since it turned out that the case was postponed at the instance of his particular friends of the prosecution, who did not like the complexion of the last juror drawn and who were unwilling to go to trial on the last day of the week. Another complaint of the New Era, that the Dennis case had been postponed to the Raymond, has its fire drawn out of it by the revelation that this, too, was done at the instance of its friends and for the reasons that the prosecution thought that the Raymond case was the strongest one to go to trial on.

It appears that District Attorney Eshleman has not been responsible for the postponement of these trials, but that he has accommodated himself to the views of the special counsel for the prosecution. It also appears that the court has not been in any way to blame. The New Era falls back in the best order it can command from its unfounded allegations, and does some pretty writing about the delight which the journalist has when he can applaud the temple of justice, and the pain he feels when he discovers any wrong within its precincts. Just so; we subscribe to the sentiment. If it is these noble ideas, expressed a day after the fair, which relieve Publisher Warfel from the necessity of responding to a rule to disbar, we have to regret that the court is unaware how fully we subscribe to them. If it had known how reluctantly we criticise it, we are sure it would have been as easy on us as it inclines to be on Publisher Warfel. We did not get a chance to tell it, because we were not wrong-shipped on our facts, and were not therefore at liberty to take back on Monday what we said on Saturday. It seems to be a valuable privilege sometimes to go off at half-cock, and on a false basis; to get straight again you only need to crawl-fish; and the lawyer who is an editor saves his skin.

But, nevertheless, Publisher Warfel is lucky to get out of this scrape. Evidently the court is not vindictive, otherwise it might justly hold that a lawyer who is an editor should be sure of his facts before he goes ahead to abuse the court. It is a valuable quality in a lawyer as well as in an editor; and it may be strongly argued that a man who has to take back to-day what he said yesterday, is not a safe adviser and is not fit to be other people's attorney. Publisher Warfel has a well established reputation for taking things back. He took back that the Snyder boys, etc., at the point of the bayonet, and in the face of a jury. This time he was moved to repentance by the just anger of an outraged court, and he came down quickly.

He was right to come down, for he was a great offender. His paper ought to have told the truth. And especially ought it to have been careful in its statements about a case still pending in the court. Our little scurrilous with the bench comes from criticism upon a case already decided, and our counsel tell us that this is a strong point in justification of our comment. Publisher Warfel may thank his stars that his newspaper's wild talk, about the defendants in a pending case boasting that they had the court under their thumb and that they would never be tried, and his denunciation of the court for securing the settlement of his libel suit, has not secured him the privilege of answering a rule to show cause why he should not be disbarred. Judge Livingston is understood to maintain that it was the quintessence of meanness in the New Era to assail him for his efforts to settle its libel suit. We understand from the Examiner that it was Judge Livingston who lent his friendly offices to the two parties to this affair to secure the ending of the criminal suit. The Examiner thinks it was perfectly right for the presiding judge, not presiding at the trial, to intervene between the commonwealth and the defendants and urge a settlement of the prosecution. There is abundant room for entertaining the opposite view and thinking that it was not proper for a judge thus to step in between the state and accused criminals. It may be that the judge's motives were good. No doubt he was properly distressed at the quarrel among his friends in the Republican family. They were his friends on both sides; and he has considerable justification for feeling aggrieved that he is now so grievously assailed for his interference by one of the friends whose gratitude he has fondly thought he had earned. Evidently his good offices have not been appreciated, but he shows how good a Christian he is by not turning his back on the friend who had injured him and by being still willing to forgive his offences although so elegant an opportunity is offered him for revenge under the view he has taken of his judicial power in calling attorneys to account for language spoken or words written outside the court. Would that the judge's Christian charity had held out to forgive us, miserable sinners.

Blaine's Blunder.

Senator Blaine was indeed enough to charge, in the Senate, that there was an "honorable understanding" when Senator Butler was admitted from South Carolina, that Kellogg should be admitted from Louisiana. He was at once challenged for his authority for the statement and could produce none better than a newspaper article. At Senator Butler's demand he exonerated him from any connection with the bargain. Senator Bayard and other Democratic senators emphatically declare that there had been none. Senator Bayard asked how there could be an honorable understanding that balanced the right of one state against the right of another state. This

seemed to be a new view of the matter to Mr. Blaine. In charging such a bargain upon the two political parties in the Senate, he was accusing both of great baseness. Such an understanding would have been anything but honorable, and Mr. Blaine but disclosed his own perverted feelings in so designating it. He was alive to the dishonor of violating this understanding, thereby showing his knowledge of the rules of honor prevailing among thieves. But he could not arise to the elevation of sentiment which perceived the dishonor of trading in the rights of states and bartering senatorial seats. Mr. Blaine did not make a good exhibition for a presidential candidate, either in his bringing a charge that he could not sustain or in his exhibition of his idea of an honorable understanding.

MINOR TOPICS.

KING KARL I. of Wurtemberg has given his consent to the betrothal of Princess Pauline to a young physician practicing at Breslau, of whom she is enamored, on condition of her assuming the name and title of Fraulein Von Kirchbach.

It is believed in Washington that, pending the action of Congress on the treaty of Washington, American men-of-war—probably the Vandalia and Alliance which are now in Hampton Roads—will be sent to Canada waters to protect our fishermen against a recurrence of the Fortune Bay outrages.

MR. HENRY G. VENNOR writes to the Albany Argus, under date of April 19, as follows: "In response to something like 2,000 inquiries, permit me to reply that my impressions of the summer weather remain the same, viz: Hot spells and cold frosts relapses up to midsummer. The summer will not be favorable to crops."

It is said that a nosier and uglier crowd never assembled on this planet than the Georgia Republican convention. Under the manipulations of representatives of Grant, Sherman and Blaine, the delegates found themselves in hot water from the beginning to the close of the meeting. The sly secretary, however, gained a victory over "the plumed night" and "the man on horseback," and Georgia is his.

THE rebels are beginning early this year with their outrages upon poor defenseless blacks, several of which have come to our notice. The most horrible of all was enacted a few days ago in Georgia, the particulars of which are briefly as follows: Wm. Wilson, an old Democrat, for many years a resident of Newton county, died leaving his entire estate, worth \$10,000, to his former slaves. The officers of the law in Newton county are all rebel Democrats, and will do nothing to protect the negroes from a reputation of this dastardly outrage. It is perhaps unnecessary to add that there have been no arrests. Call out the troops.

PERSONAL.

GORSCHAFFOFF is better, but BISMARCK is seriously ill with neuralgia. SARAH BERNHARDT has written to the Paris Figaro saying that she has no contract for America, or for any Paris theatre.

General ROBERT H. PRYUN has been elected president of the board of trustees of Dudley observatory, in place of the late Thomas W. Olcott.

The Buffalo Express suggests that Gen. OLIVER O. HOWARD be put in charge of the military academy at West Point, believing that under his superintendence no colored cadet would be subjected to any unfair usage that the faculty could prevent. Better start a little freedman's bank for him.

DAVID A. HOLLINGSHEAD, A. M., principal of the Western female high school, Baltimore, died at his residence, No. 202 North Carrollton avenue, at 9 o'clock Saturday night, of pneumonia, after a sickness of seven weeks, in the sixty-third year of his age. He was a native of Maryland, but was educated in York county, and the degree of A. M. was conferred upon him by F. & M. college, this city.

The Williamsport Banner says: "The Philadelphia Times of Friday has an interesting biographical sketch of Judge JEREMIAH S. BLACK, forming one of the 'White House Gallery' series. It will command more than ordinary attention from the thinking men of both political parties. His pre-eminence as a jurist, large and almost exhaustless resources as a man of political information, and familiar knowledge of the classics as drawn from all tongues and nations, make his name conspicuous wherever knowledge, fearless expression of views, interpretation of matters and things draw out the mind and heart."

New York's business community was startled yesterday morning by the announcement of the death of Mr. JOSEPH SELIGMAN, the founder of the well-known banking house of J. & W. Seligman, Broad street and Exchange place. This firm was organized in 1862, and has been especially prominent in placing the government bonds of the home and European markets. It has branches in Paris, Frankfurt, New Orleans (where Mr. Seligman died) and San Francisco. Mr. Seligman's seven brothers were connected with him in the business, and this is the first death which occurred among them. He was vice president of the Union League club, and founder of the Hebrew orphan asylum. One of the episodes in his life was the refusal to admit him into the Grand Union hotel at Saratoga on account of his Hebrew birth.

The Western Storms. A tornado passed over Macon, Mississippi, on Sunday night, which demolished the Mobile and Ohio railroad machine shops, round house and depot and nineteen other buildings. Seventeen persons were killed and twenty-two injured. The loss on property is estimated at \$100,000. Similar storms passed over Decherd, in the Nashville and Chattanooga railroad, in Tenn., and Port Roch, in Alabama. Buildings were demolished and six children killed. A man was killed by lightning near Nashville. Several houses in Dalton, Ga., were damaged by a storm the same day.

Further particulars of Saturday night's storm in Illinois show that immense damage was done at various points by wind and rain. At Taylorville three persons are known to have been killed and eleven injured, one perhaps mortally. A man was drowned near Farmers City. Hundreds of hogs and cattle perished.

THE STATE CONVENTION.

Sparks From Telegraphic Reports.

Philadelphia Inquirer. Appearances point to a lively convention, with the prospect of a termination that will not be a victory for either Senator Wallace or Speaker Randall.

Aristocrat Man in Anti-Dues Company. Philadelphia Press.

Closely seated in Parlor B. of the Bolton house, with the senator from Clearfield the central figure, might have been seen Hugh North, of Lancaster, one of the delegates-at-large in 1876; ex-Chairman Spear, Lewis C. Cassidy, Thomas A. Barger, George M. Skinner, of Fulton; ex-Senator Playford, General Riley, of Philadelphia; George McGowan, Editor Meyers, of the Harrisburg Patriot; Capt. McClelland, William M. Singery, of the Record; John M. Campbell and Judge Hagaman, of the Berks county court, and Judge Mayer, of the Clinton court.

Conferees of the Clubs. Philadelphia Times.

There came with the speaker, Congressmen Hays, Bachman and Fry, and there was an immediate announcement on the part of all of them that the convention would be harmonious; that everybody would be admitted and everybody would be happy. Mr. Randall then retired with Malcolm Hays and a few other friends, on condition of her assuming the name and title of Fraulein Von Kirchbach.

Mr. Cassidy's Plan.

Mr. Cassidy said in conversation with Colonel Barr to-night, that if he can get the eye of the chairman of the convention on Wednesday he would move that twenty-three of each delegation from Philadelphia be admitted to seats, the intention being to neutralize the delegation; also, that a committee of five or seven be appointed from Democrats of the interior to go to Philadelphia and reorganize the party and put it upon a working footing. This seems to meet with the approval of those who are with Speaker Randall, and Mr. Hay, of Pittsburgh, spoke of the plan with decided enthusiasm as certain to restore harmony to the party.

LATEST NEWS BY MAIL.

The distillery and rectifying house of H. R. Diefer, at St. Paul, Minn., was burned on Sunday night. Loss, \$30,000.

Hays yesterday pardoned E. M. Maxwell, who has served all but a month of a two years' sentence in the Texas penitentiary imposed by a court martial.

New Orleans, David Green, a boy ten years old, was attempting to board a morning train on Canal street, he fell between the wheels and sustained fatal injuries.

Near Freehold, N. J., John Hallaway, aged sixty, a well-to-do farmer, committed suicide by hanging himself to a rafter in his barn.

Confederate memorial day was celebrated yesterday in Mobile and other Southern cities, with the usual ceremonies.

Edwin Alme, H. Silvester and A. B. Halverson, while partly intoxicated, visited an Indian camp near McFarland, and during a row kicked a four-year-old Indian child to death.

On Sunday morning the three-year-old daughter of Stewart Mitchell, of Port Mouton, N. J., was accidentally burned to death by her clothes taking fire from a stove.

As Mrs. Frances Depietrate was attempting to leave a city railway car in New Orleans, she was thrown under the wheels by the sudden starting of the car and received injuries from which she died.

General Grant is expected to visit his son in Chicago to-morrow, and he may remain in that city three or four days before going to Springfield, in response to an invitation to visit the home of Abraham Lincoln.

Machinery has been put into the Donk mines near Belleville, Ill., which caused a reduction of the working force. A large crowd of laborers tried to smash this machinery, but were prevented. There was some fighting.

The Norwegian bark Arizona, which arrived at Baltimore yesterday, reports that on the 5th inst. she passed the Norwegian bark Mathilde abandoned and on fire. A bark of that name sailed from Wilmington, N. C., on the 20th ult., for Glasgow.

John Dyer, a notorious desperado, appeared in Saybrook, Ill., on Sunday afternoon and an alarm being given, about one hundred and fifty men turned out to hunt him. He was followed to the woods and, refusing to surrender, was shot a number of times. It is thought he may recover.

The case of the "Widow Oliver" against ex-Senator Cameron was taken up yesterday in the supreme court of the District of Columbia, on the plaintiff's appeal from the verdict given for defendant a year ago. After argument of counsel, the case was taken under consideration by the court.

At a Nashville (Tenn.) races yesterday the first race a half-mile dash for fillies was won by Julia Bruce, Time, 53 seconds. The next race was for the Maxwell House stakes, for three-year-olds, a dash of one mile and a quarter, and was won by Bancroft, Time, 2:18. The mile-race was won by Jericho, in two straight heats. Time 1:47, 1:47.

A San Francisco dispatch states that Mayor Kalloch is attending to his official duties, also that he deeply deprecates the turn things have taken. In respect of the alleged conspiracy, and the statement that he was sworn into on the night of the shooting, he declares they are absurd and malicious. He has been out driving that day, and not feeling well, went to bed about seven o'clock. He fell asleep, and was aroused to find the tragedy. The workmen have put a guard of twenty-two men, taken from their militia, on duty at Mayor Kalloch's house to protect him from intrusion or violence.

John McGuire, an employe of the Altoona shops, was fatally crushed by a coal car on Saturday.

Hays yesterday nominated Peter P. Smith, of Honesdale, to be supervisor of the census for the Fifth Pennsylvania district.

Miss Ruth Stark, of Philadelphia, was robbed of \$3,000 in money, jewelry and papers in a hotel in Bethlehem on Sunday. The robbers are unknown.

Eva K. Ernest, a very pretty young Pittsburgh school teacher, jumped into the Allegheny river yesterday morning for the purpose of committing suicide, but before drowning she was caught by two men and taken to her home.

Rev. Dr. Morton has announced that on Saturday next, the festival of Saints Philip and James, it is proposed to consecrate St. James Protestant Episcopal church, Philadelphia. It will then be 71 years since, on the same festival, the original St. James church was consecrated by Bishop White, rector of the united parishes of Christ church, St. Peter's and St. James.

At the instance of District Attorney Hager, Judge Finletter requested the Philadelphia grand jury yesterday to lay all other business aside and to investigate forthwith an alleged systematic forgery of bank notes. It is asserted that the forgeries were committed by a clerk or clerks in the clerk of quarter sessions' office, and that the crime was connived at by an official connected with the recorder's office.

Mattias Casper, 55 years of age, was

found dead in bed at his residence, in Prospect street, near Ridge avenue, Philadelphia, on Saturday. A gun-shot was heard by persons in the house, and upon breaking open the door of Casper's room, the body was found lying on the bed. A double-barreled gun lying on the bed pointed at the man's head, and so rigged with cord as to fire its contents into his body.

THE "FARCEFUL PROCEEDINGS."

The Point in the Case.

New Era, April 25. Our criticism on the Raymond-Dennis case on Saturday did not reflect, nor was it intended to reflect, upon anything the presiding judge did or left undone in the proceedings before him on Friday or Saturday. It was no fault of his that the case was not tried when attached on Saturday morning. In fact, he went so far as to insist upon its being tried if it could be disposed of in one day, that being the last day of the term.

And it is but simple justice to say that we have reason to believe that District Attorney Eshleman was not responsible for the "farceful proceedings" on Saturday, which sent the Dennis case over to the adjourned court in May after a jury had been empaneled. There were reasons for the commonwealth not going on with the trial, which did not appear on the surface, and were not developed to counsel until after the adjourned court had been called. These reasons were, however, so conclusive in the judgment of counsel for the commonwealth, that they induced in asking for the continuance of the case, it being apparent that if they went to trial under the circumstances, the case would be adjourned, it would be impossible to do justice to the interests of the commonwealth in the limited time of the session which remained.

Criticism upon the administration of justice is one of the most unpleasant duties which the journalist has to perform, and is justifiable only when there is reason to believe that the course of justice is being obstructed. There is no department of government which should be so deeply entrenched in the respect and confidence of the people, and the journalist who acts under a proper sense of his responsibility will not wantonly sap the foundations of that confidence. But, on the other hand, where officers of the court are permitted to prostitute the machinery of justice for political purposes, with impunity, as was done in the Snyder case; or where a notorious ballot-box stuffer and return tinker like Harvey Raymond is permitted to call an attorney a blank in the presence of the court and go unwhipped by the law, the journalist has a greater offense is fined for contempt; or where men boldly attempt to obstruct justice by dissuading witnesses, and boast that they have had the judge and grand jury "fixed," as they did in the pending case of the State vs. Dennis, the journalist who acts under a proper sense of his responsibility will not wantonly sap the foundations of that confidence. 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