

HOPE FOR MARIA BARBERI. THE COURT OF APPEALS GRANTS HER A NEW TRIAL.

RECORDED GOTT'S CHARGE AND HIS RULINGS ON THE EVIDENCE HELD TO BE SUCH AS WOULD PREJUDICE THE RIGHTS OF THE DEFENDANT.

Albany April 21.—The Court of Appeals today granted a new trial to Maria Barberi. The defendant was confined in Sing Sing for some time awaiting execution for the murder of her husband, but her husband was later found to have been murdered by another man.

The defendant was not guilty of murder in the first degree, unless she had a deliberate intent to kill, but also with deliberation and premeditation. The defendant was found in a state of excitement and her capacity to reason was impaired at the time of the murder.

The condition of the defendant's mind was not to be ascertained at the time of the trial. The relation of the parties which preceded the homicide was such as to produce a powerful influence on the mind of the defendant.

It is easy to be seen, says Judge O'Brien, that this case is a case of a woman who was driven to a desperate act by the actions of others.

When the information that the Court of Appeals had granted a new trial for Maria Barberi was published yesterday afternoon it caused considerable excitement in this city, and a number of New-Yorkers were heard to declare that the action of the highest court in the State, however judicial it might be, probably would have the effect to encourage Italians to commit murders in this city.

There has been much talk about the immunity enjoyed by foreigners in this country, and Andrew D. White, the former president of Cornell University, has been heard to declare that there will be a change in the administration of justice in this country to insure the safety of our citizens from numerous attacks.

FOR WORKING PEOPLE'S CHILDREN. An interesting entertainment will be given in the Garden Theatre on the afternoon of May 1 in aid of the Wash Home for Children, of this city.

SALE OF MODERN PAINTINGS. A sale of a collection of oil paintings by Dutch and American artists will begin this evening at 7 o'clock at the auction rooms of Richard W. Rogers, No. 127 Broadway, in Herald Square.

FELL, BUT CAUGHT HIS MAN. A BICYCLE POLICEMAN HAS AN EXCITING CHASE AFTER A SCORCHER.

William Baltzy, twenty-one years old, in business at No. 6 Hudson-st., while on his way home Monday night at 7 o'clock, and Eighty-four was riding a bicycle at a furious pace.

AFTER AN ALLEGED "FAGIN." THE POLICE ARE LOOKING FOR A MYSTERIOUS TRAINER OF YOUNG THIEVES.

The police of the East Side are anxious to find a tall, well-dressed young man with a smooth face and Jewish cast of countenance, commonly called "Mose," or "Jake," whom they look upon as a modern Fagin.

ALDERMEN FLOCKED TO THE BALL GAME. CONSEQUENTLY, WHEN PRESIDENT JEROME RAN FOR ORDER HE FOUND LESS THAN A QUORUM AT THE BOARD MEETING.

ITS SIXTEENTH ANNIVERSARY. THE STANTON-ST. HELPING HAND ASSOCIATION ENTERTAINS EAST SIDE WOMEN AND CHILDREN.

FOR AN EIGHT-HOUR WORKDAY. The agitation for a general eight-hour workday, in the opinion of Samuel Gompers, president of the American Federation of Labor, should not be confined to those trades-unions the members of which are compelled to work more than eight hours a day.

NO CHARGES AGAINST M'KIRVEY. Chief Conlin decided yesterday not to entertain charges against Acting Captain McKirvey, of the Fifth-st. station, on the complaint of Morris Oppenheimer, who charged that the acting captain had used insulting language to him while he was in the station on business.

COTTON REFUSES TO GO DOWN. The steadiness of the cotton market and the alertness of the bears to cover at the least alarm again showed themselves yesterday. After opening on the New-York Cotton Exchange 2 points down on lower Liverpool advices there was a recovery that closed the figures at a net gain of 3 to 4 points for all grades.

CAN'T TAKE THE STATION SITE. Corporation Counsel Scott yesterday sent a letter to the Mayor advising him that the Board of Street Opening could not take the site now occupied by the Hudson River Railroad Company as a station for the proposed New York City Subway.

CONDEMNED, AS IT IS NOW USED FOR PUBLIC PURPOSES.

THE JOINT TRAFFIC CASE. HEARING BEGUN BEFORE JUDGE WHEELER.

DISTRICT-ATTORNEY MACFARLANE ARGUES AGAINST THE AGREEMENT, AND JAMES C. CARTER AND OTHER LAWYERS APPEAR FOR THE COMPANIES.

The question as to whether the thirty-two railroad companies comprising the Joint Traffic Association shall be permitted to operate under their agreement came up for argument before Judge Wheeler in the United States Circuit Court yesterday.

THE MAYOR'S DECISION NOT KNOWN. TWO CITY DEPARTMENT OFFICIALS URGE HIM TO VETO THE SCHOOL BILL.

MEASLES STILL PREVALENT. AN UNUSUALLY LARGE NUMBER OF CASES IN THE CITY DESPITE THE RECENT WARM WEATHER.

ALLEGED PLOT TO SCUTTLE A SHIP. CAPTAIN BROOKS'S ACCOUNT OF THE LOSS OF THE L. E. CANN.

THE FLECHTER DEFENSE. JOHN D. ABRAHAM TESTIFIES TO WRITING THE LETTER SIGNED "PERSONAL."

NEW BUILDINGS FOR COLLEGES. Plans have been submitted to the Department of Buildings for the erection of two new college buildings by Columbia University and the Teachers' College.

TO BUILD A RUBINSTEIN MONUMENT. On the personal supervision of the Hon. S. E. Olarovsky, Russian Consul-General, a musical festival will be given at Carnegie Music Hall during May.

TROUBLE IN A NEGRO TENEMENT HOUSE. Joseph Stephens, twenty-eight years old, of No. 22 West Forty-seventh-st., a colored man, was committed without bail in Yorkville Court yesterday morning to await the result of injuries which he is alleged to have inflicted upon George Boyd, No. 683 Ninth-ave., early yesterday morning.

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People who rent a moderate-priced flat or apartment nowadays get more conveniences and more attractive-looking abiding places for their money than they could have secured at the same outlay a few seasons ago.

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THE SUPREME COURT CALENDAR. Washington, April 21.—The day call in the United States Supreme Court to-morrow will be as follows: Nos. 157 (and 158 and 41 and 42, 869 (and 870, 588, 247, 248, 251, 252, 253, 254 and 255).

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REPERES APPOINTED. By Lawrence J. Suckert vs. Suckert—Samuel B. Paul.

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