

0721

**BOX:**

12

**FOLDER:**

155

**DESCRIPTION:**

Egan, Edward

**DATE:**

05/06/80



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**BOX:**

12

**FOLDER:**

155

**DESCRIPTION:**

Gordon, Peter

**DATE:**

05/06/80



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2037 Nolan

Filed 6 day of May, 1880

Plends Not Guilty (V)

THE PEOPLE,  
vs.  
Edward Egan  
Peter Gordon

Alleged  
murder of  
John S. Smith

BENJ. K. PHELPS,

District Attorney.

A True Bill.

(Signed) *Henry C. Cady*

Foreman

Subscribed May 11, 1880

Both discharged on their  
verbal recognizance.

*Henry C. Cady*

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City and County }  
of New-York, } ss.

Jacob Gamba

of No. 215 Avenue A. Street, being duly sworn,  
deposes and says, that the premises No. 215 Avenue A. <sup>Premises said building</sup>  
Street, 17<sup>th</sup> Ward, in the City and County aforesaid, the said, being a <sup>being a</sup>  
and which was occupied by deponent as a <sup>dwelling house</sup>

and entered by means of forcibly pulling out the staple  
breaking the pad lock fastening the cellar  
door of said premises at about the hour of 11  
o'clock on the afternoon of the 23<sup>rd</sup> day of April 1858

and the following property feloniously taken, stolen and carried away, viz:  
Four hammers, one saw, one  
sledge hammer and a number of  
shemakers tools, said property being  
of the value in all of four dollars

the property of deponent  
and deponent further says, that he has great cause to believe, and does believe that the  
aforesaid **BURGLARY** was committed, and the aforesaid property taken, stolen and  
carried away by

Edward Logan and Peter Gordon  
for the reasons following to wit: That at said time said  
cellar was closed and the door of  
the same secured with a pad lock  
and said property was then within said  
cellar. That about the hour of 11  
o'clock on said afternoon said Logan  
and Gordon, both here present, were  
seen coming out of said cellar

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with said property in their possession  
and dependent found the door of  
the same broken open as aforesaid.

Shown to before me this  
27<sup>th</sup> day of April 1880 } Jakob Garbo

J. M. Patterson } Police Justice

City and County of New York, N.Y.

Maria McMahon, of 215 Avenue  
A., being duly sworn says - that  
she saw Edward Egan and Peter  
Gordon coming out of the Cellar  
of said premises at the hour of 4  
o'clock on the afternoon of the 28<sup>th</sup>  
day of April 1880 with the property  
described in the foregoing affidavit  
of Jacob Garbo in their possession.  
Shown to before me this } Maria McMahon  
27<sup>th</sup> day of April 1880 }

J. M. Patterson } Police Justice

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Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Edward Egan being duly examined before the under-  
signed, according to law on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him; states as follows, viz.:

Question.—What is your name?

Answer.—Edward Egan

Question.—How old are you?

Answer.—Fourteen years of age

Question.—Where were you born?

Answer.—New York City

Question.—Where do you live?

Answer.—215 Avenue A.

Question.—What is your occupation?

Answer.—Telegraph Boy

Question.—Have you anything to say, and if so, what—relative to the  
charge here preferred against you?

Answer.—I went into the Cellar  
with Gordon and we  
took the law  
Edward Egan

Taken before me, this  
27<sup>th</sup> day of April 1870  
J. M. Parsons Jr.  
Police Justice

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Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK } ss.

*Peter Gordon*

being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Peter Gordon*

Question.—How old are you?

Answer.—*Fifteen years of age*

Question.—Where were you born?

Answer.—*New York*

Question.—Where do you live?

Answer.—*444 West 13<sup>th</sup> St.*

Question.—What is your occupation?

Answer.—*Work in a Soap Factory*

Question.—Have you anything to say, and if so, what—relative to the  
charge here preferred against you?

Answer.—*I went into the Cellar  
and took the Saw  
Peter Gordon*

Taken before me, this

*27<sup>th</sup>* day of

*April*

1880

*John Patterson*  
Police Justice

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Form 115.

POLICE COURT -- THIRD DISTRICT.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

*Jack Gamba*  
215 Ave A

*Richard Egan*  
*Pat Gordan*

*Drinking and*  
*Disorderly*

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated *April 27* 19*10*

*Paterson* Magistrate,

*Meike 17* Street,

*Med* Clerk.

Witness, *Marie McMahon*

No. *215 Avenue A* Street.

No. Street.

No. Street.

No. Street.

No. Street.

No. *5711 10th* Street.

to answer Committed.

Received in Dist. Atty's Office,



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CITY AND COUNTY } ss.  
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present :

That Edward Egan and Peter Gordon each

late of the *Seventeenth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty third* day of *April* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty* with force and arms, about the hour of *Four* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of *Jacob Gaubs*

there situate, feloniously and burglariously did break into and enter ~~the dwelling house of Jacob Gaubs~~

they said

Edward Egan and Peter Gordon each

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of

*Jacob Gaubs*

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the people of the State of New York and their dignity.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, the said

Edward Egan and Peter Gordon each -

late of the Ward, City, and County aforesaid,

*Five hammers of the value of fifty cents each.*

*One Saw of the value of fifty cents -*

*Divers tools of the kind called shroemason tools a description of which <sup>to the jurors aforesaid</sup> is given and can not be given of the value, of four dollars -*

of the goods, chattels, and personal property of the said

*Jacob Gaubs*

in the said dwelling house then and there being, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

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And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Edward Egan and Peter  
Gordon each -

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and in the  
year aforesaid, with force and arms, at the Ward, City and County aforesaid,

Five hammers of the value of fifty cents  
each -

One saw of the value of fifty cents

Divers tools of the kind called shoe-  
maker tools, a description of which is  
to the jurors aforesaid unknown and  
cannot be given of the value of four  
dollars

of the goods, chattels, and personal property of the said

Jacob Bambo

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloni-  
ously stolen of the said

Jacob Bambo

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said  
Edward Egan and Peter Gordon  
then and there well knowing the said goods, chattels, and personal property to have  
been feloniously stolen), against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.