

URBAITIS - Joseph

7488

Alias -

Joseph Urbates

" Urbytis

John Davis

11-5-1946

Shot & Killed at Club  
Bon Air Supper Club  
Hoodville Rd,  
Toledo Ohio  
R.D.P.



URBAITIS

Signature *Joseph Urbaitis* No. 7488

Residence

Occupation

Criminal Specialty



RIGHT INDEX

Left Eye  
 Circle  
 Per Z.  
 Age  
 Born at  
 Descent

H. L.	H. W.	Mid. F.	Foot	F. Arm	Height	Lit. F.	Trunk	Outs	Ear L.	Eng.

TEETH

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FOREHEAD

Incl.

Hgt.

Width

Pec.



Wt. Chin

Hair

Comp.

Build

NOSE

Ridge

Base

Root

Length

Proj.

Breadth

7488 MALE

Color

W

Classification

25-0-11  
19 I 14

POLICE DEPARTMENT  
OF  
TOLEDO, OHIO

me URBAITIS - Joseph

as Joseph Urbaytis-Urbaetes-Urbytis

Taken

by Paul Wiesenberg

fence











Class'd

by Paul Wiesenberg

rested

Disposition

Date

Right Thumb	Right Index	Right Middle	Right Ring	Right Little
 16 0 W	 0 6 W	 8 13 8 W	 0 8 W	 4 11 W
Left Thumb	Left Index	Left Middle	Left Ring	Left Little
 4 8 W	 2 I 11 W	 14 W	 1 16 W	 14 W

t Hand

Right Hand



Name *Joseph Urbaitis* No. *7488*

Height	1 m <i>79.2</i>	Head, Length	<i>18.5</i>	L. Foot	<i>26.5</i>	Color of LEFT EYE Circle <i>Gray</i> Periph. Z Pecul. <i>Tal. do O.</i>	Age <i>18</i> on
Eng. Hgt.	<i>5 ft. 10 1/2 in.</i>	Width	<i>16.0</i>	L. Mid. F.	<i>11.6</i>		<i>4-12-17</i>
Oats, A.	1 m <i>82.0</i>	Length	<i>6.5</i>	L. Lit. F.	<i>9.2</i>		Born at
Trunk,	<i>96.8</i>	Right E		L. Fore A.	<i>48.5</i>		



Forehead	Incl. <i>Rec</i>	Profile	Ridge <i>Undul</i>	Rt. Ear	Border	Chin <i>Rec</i>	
	Hght. <i>med</i>		Base <i>Harc</i>		Root <i>deep</i>	Lobe	Mous
	Width <i>AM-gt</i>	Nose	Length	Projection	Breadth	Teeth <i>good</i>	Hair <i>dk chest</i>
	Pecul.		<i>AM-gt</i>	<i>med</i>	<i>med</i>	Complexion <i>Fair</i>	Build <i>slender</i>
		Pecul.			Wt. <i>163</i>		

Measured at Bureau of Identification  
 POLICE DEPARTMENT  
 Toledo, Ohio

On *November 28th 1917*

R. F. McKEY,  
 Supt.

# BUREAU OF IDENTIFICATION

Neg. and Gal No. 7488

Dept. of Police—Toledo, Ohio

Name Joseph Urbaitis Color White

Alias Urbaytis - Urbytis - Urbaitis Descent Pole

Residence 89 No La Grange St Occupation Proprietor Pool room

Crime D.P. Date of Arrest 11-27-17

Officers Dobnecki + Jurgens

Sentence \_\_\_\_\_ Date \_\_\_\_\_ Judge \_\_\_\_\_

Previous criminal record \_\_\_\_\_

Numerical Order	Marks, Scars and Moles
<u>I</u>	<u>Vertical scar .5 on 1st Lt. little finger - near</u>
<u>I</u>	<u>Irregular scar 3rd Ph L. End finger</u>

25 - 0 - 11  
19 - I - 11



# FIVE BANDITS IN ATTACK; VICTIM BADLY BEATEN

## Brewery Receipts Are Stolen From Bookkeeper—Holdup Men Make Clear Get-Away.

Auto bandits Tuesday forenoon attacked the chief bookkeeper of the Huebner-Toledo Breweries Co., beat him insensible and stole \$37,000.

There were five of the robbers and they escaped in an automobile stolen Monday evening from A. G. Spieker, 2835 Parkwood avenue.

The bookkeeper, Anton Comes, 56, has been with the company 40 years and for years has made daily trips to the bank with the preceding day's receipts.

He was attacked at Division and Tecumseh streets, one block from the brewery office, at 11:10, while he was on his way to the next block to catch a Nebraska avenue car, to take the money for deposit in the Ohio Savings Bank & Trust Co.

### Use Beer Bottles.

Two of the bandits slugged him with billies and two others battered his head with beer bottles. Comes shouted for help.

The assailants beat him until he fell unconscious. Then they wrested from him a small black satchel, which contained the money, ran around the corner and jumped into the waiting automobile.

Mrs. John S. Albers, 421 Division street, in front of whose home the robbery occurred, heard Comes' cries and saw the attack. She rushed to a telephone and told the police a man was being robbed and murdered.

### Neighbors Hear Cries.

Neighbors who were attracted by Comes' cries say the bandit car followed Division street to Belmont avenue and disappeared. They got the license which resu...

# 'MERE PLANNING OF ROBBERY NO CRIME'; URBAITES FREED

Although one might plan to rob, he must actually have a hand in the crime or be there in spirit before conviction can be had.

That was Common Pleas Judge Brough's ruling, Friday, in directing acquittal in the case against Joe Urbaites, alleged accomplice in the \$37,000 Huebner-Toledo Breweries robbery, several weeks ago.

The prosecutor said he would show Urbaites originally planned the robbery, but that it was finally

committed by others now in the state reformatory.

The defense asked a directed verdict. The motion was granted.

Wanda Urbaites, his sister, will not be placed on trial. She was the brewery company's telephone exchange operator. It was alleged that she gave the robbers information when the bookkeeper was about to leave his office for the bank, carrying the checks and cash which were stolen from him. The indictment against her was nolle.

A MAN may have money and still be a vagrant, Judge Cohn ruled when he fined Joe Urbaitis \$50 and costs and sentenced him to 30 days in the workhouse on that charge.

Urbaitis claimed to have plenty of money and needs. He said he had made it over a year ago when he operated a poolroom, and claimed it wasn't necessary for him to work. Following his arrest, he furnished bail and hired an attorney.

Police, after Joe's arrest, visited his home. They found a revolver and two pieces of hose filled with lead.

## NEWS-BEE

# PICTURES WERE IDENTIFIED

An attempt to identify Rube Flowers, 24, of Point Place, and Joe Urbatis, 2926 Lagrange-st, as two of the men who shot George Hillman, an employe of the Pinkerton Tobacco Co., on Saturday, and who made a futile attempt to rob a branch of the Commercial Savings Bank on Tuesday, was being made by police on Wednesday afternoon.

Flowers and Urbatis were seen at a small gas station...

Wednesday afternoon. Employees of the bank had believed they saw a resemblance in the rogues gallery pictures of the two bandits who tried to rob the bank. Sergt. Ansell and Patrolmen Huntington and O'Leary arrested Flowers and Detective Carol Timminy arrested Urbatis.

Police in cities and towns within a 100-mile radius of Toledo had descriptions on Wednesday of the bandits.

### STILL IN TOLEDO.

A report early on Tuesday afternoon that a Cadillac auto, similar to the one used by the robbers, ran down and badly injured John Rudolph, 14, of 1445 Michigan-st, at Ontario and Eush streets, and then speeded away, led detectives to believe that the bank robbers were still in Toledo.

The accident occurred only a few minutes after an auto license tag No. 43877, the one used on the bandit auto, was picked up at Elm and Ontario streets.

### TRAVELING FAST.

The auto that hit the Rudolph boy was traveling 50 miles an hour out Ontario street. After the accident it speeded on. Witnesses described the occupants as similar to the men who attempted to rob the bank three hours before.

Police believe the bandits, after starting for the Michigan line, circled back and ran thru town. Police were sent to all parts of the city on the lookout for the men. Autos with detectives armed with shotguns were sent to watch roads leading out of town.

## URBAYTIS TO KNOW HIS FATE FRIDAY

Whether Joe Urbaytis' implication in the original plans to rob Antoine Comes, bookkeeper of the Huebner Brewing Company, on November 27, constitutes a criminal act, even though he did not aid in committing the \$37,000 robbery, is the legal question which Judge B. F. Brough will decide Friday morning.

Urbaytis admits that he helped to make the plans, but says that other accomplices were admitted without his consent and that he had nothing to do with the actual robbery. If Judge Brough rules that such implication does not constitute crime, Urbaytis will be discharged.

## URBAYTIS FREED OF ROBBERY CHARGE

A verdict of not guilty was directed on Friday morning by Common Pleas Judge Brough in the case of Joe Urbaytis, charged with complicity in the robbery of Antoine Comes, Huebner-Toledo Breweries Co. bookkeeper, of \$37,000.

As a result of the verdict the indictment against Wanda Urbaytis, Joe's sister, and telephone operator...



identification of the car.

It was stolen at 7:30 Monday night from in front of Mercy hospital.

Mrs. Albers said she had observed the five—all apparently between 19 and 21—loafing around the corner for an hour. It is believed they knew Combes' habit of starting for the depository and lay in wait for him.

#### Not Badly Hurt.

Two youths picked up the unconscious man and carried him to the brewery office, where he was attended by Dr. W. C. Coultan. Later he was taken home and it is said he is not believed to have been dangerously hurt.

The stolen satchel contained between \$17,000 and \$18,000 in currency and the remainder in checks, mostly Overland pay checks that had been cashed by saloons and turned over to the brewery.

#### Police on Scene.

Police Chief Herbert personally led in the investigation. He was at the brewery, accompanied by two detectives, a few minutes after the robbery was reported.

Officials of the brewing company at first refused to talk to newspaper reporters, saying Herbert had warned them not to give any information to the newspapers. The manager and the cashier were so instructed, they said.

The police are said to have no clue.

dismissed. She was also accused aiding in the robbery.

# OFFICER AND DETROIT MEN YEGG VICTIMS

**TIMES**

## Visitors' Automobiles Stolen by Five Men, Three of Whom Relieve "Copper" of Revolver During Robbery.

**FEB 5 1920**

### THEY THREATEN DEATH

#### Comprobst Thought Motorcar Was in Distress When he Investigated; No Trace of Daring Holdups.

Two Detroiters, William Andre and L. T. Burke, were held up and robbed of their autos, and a policeman, Officer Comprobst, was robbed of his pistol by bandits at Ottawa street and Broadway last night.

The Detroiters were held up when they turned off Broadway into Ottawa street and were stopped by the street being blocked.

The bandits, numbering at least five men, turned from Broadway into Ottawa street and halted their machine close to the Detroiters' cars.

Before the Detroit men could turn around and head back toward Broadway, the bandits covered them with pistols and forced them to leave their cars.

Officer Comprobst, passing the corner a short time after, saw a machine on Ottawa street and investigating, was "stuck up" by the bandits.

According to Burke and Andre, who were questioned by detectives following the robberies, they were en route to their homes in Detroit.

from Broadway, they turned at Ottawa street.

A black car which they had noted on Broadway followed them closely. Finding the street closed to traffic, owing to repairs which are being made, the Detroiters attempted to turn their cars around.

#### They Hold Up Detroiters.

The black car blocked the street behind them. Two of its occupants then stepped out and covered the Detroiters with pistols.

The motorists were ordered to leave their cars and complying, the armed men escorted them to the yards of the Newcomb Stone Co., nearby. Two other bandits drove away with the stolen cars, heading down Broadway.

The bandits' car remained waiting for the return of the two men who had driven the Detroiters away.

Officer Comprobst, seeing the car from Broadway, walked toward it. He later explained that he believed the car was stalled and that its occupants were in need of some assistance or advice in directing themselves down town.

As he approached the car, the two men who had escorted the Detroiters to the stone company's yards, emerged from the darkness behind him and called upon him to halt. Facing about, Comprobst found himself looking into the muzzles of two pistols.

At the same time another bandit who had remained in the car, thrust a pistol against the officer's back. "You make one move and we'll kill you," one of the trio said, according to the officer.

#### Return Officer's Watch.

The bandits then went thru his clothes and took his gun. A watch found in his pocket was taken but later replaced.

The men then backed toward their car, keeping the disarmed policeman "covered," and drove away.

Just as the bandits were making their exit, the two Detroiters came out of the stone yards.

Immediately after the robberies had been reported by Comprobst, policemen and detectives were posted on streets leading out of the city. No trace of the bandits or the stolen cars was found however.

One of the stolen cars was an Oldsmobile eight. It was owned by Andre. The other car was a Studebaker.

Officer Comprobst was not blamed by his superiors for his behavior when held up. Any attempt which the policeman might have made to draw his pistol would have resulted in the bandits shooting, they believe.

# AUTO THIEVES HOLD UP COP BLADE

## Gang, After Stealing Car Takes Revolver From Patrolman.

**FEB 5 1920**

Two automobiles stolen Wednesday night from William Andre and Lee F. Burke, both of Detroit, by five men who later robbed a patrolman of his gun when he came to the Detroiters' rescue, had been recovered Thursday morning.

Andre and Burke each driving an automobile on Broadway turned on Ottawa street. The street is closed for repairs. Finding their way blocked they attempted to turn.

Five revolvers and five commands to keep still prevented them. Two of the quintet took the Michigan men to a stone yard on Broadway.

In the meantime Patrolman Comprobst saw an empty automobile on Ottawa street. While investigating, the remaining three, who had hidden the Detroiters' car, returned to their own automobile.

They ordered the patrolman to throw up his hands. His revolver was taken.

Police later recovered Burke's car on Illinois between Michigan and Eleventh streets. Burke and Andre found their own car and later were arrested in South Rockwood, Michigan, by mistake. They were released Thursday morning by Rockwood authorities.

# FIVE YEGG SUSPECTS RELEASED ON WRITS BLADE FEB 9 1920

Common Pleas Judge Ritchie late Tuesday granted releases on writs of habeas corpus to William Hand, 411 Eleventh street; Charles Shultz, Elizabeth street; Harry Zellick, Pete Wiscowoski and Joe Urbatis, arrested as suspects in a \$10,000 robbery of a Detroit brokerage office.

The court denied an application for the release of Arnold Gounnoud, charged with robbing Harry E. Russell of \$11.

# PAYROLL GUARDS ARREST TWO MEN

BLADE

## Detectives Find Automatic on Pair Taken From

Auto.

FEB 7 1920

Joseph Urbatis, arrested two years ago in connection with the robbery of the Huebner Brewery Co. cashier of \$37,000, was arrested Saturday morning in the downtown district by detectives who had been sent to guard an \$5,000 payroll of the Lakeside Biscuit Co.

Pete Wisniewski, 20, was arrested with Urbatis. Each carried an automatic revolver. They were in an automobile.

Detectives earlier in the morning had received a tip to guard the cashier of the Lakeside Biscuit Co.

City Detectives McCloskey and Hovey accompanied the cashier in his car. Detectives Connors and Martin and Police Inspector Leutz followed the cashier's car.

Comprobst, it is asserted, positively identified the pair as being members of a band of five who escaped with two automobiles owned by William Andre and L. T. Burke of Detroit. The policeman was robbed while investigating the auto theft.

Detectives announced Monday that the cars occupied by Andre and Burke were loaded with \$10,000 worth of liquor which, it is alleged, the quintet seized. The Detroiters' machines were recovered but the booze is still missing.

Urbatis has been released under \$2,500 bond furnished by his mother. He and Wisniewski probably will be arraigned in police court Tuesday.

# "BURY" URBATIS WITH CHARGES

NEWS-BEE

## Wisniewski Also Identified As Attacker Of Cop

When Joe Urbatis, 2926 Lagrange-st, was arraigned in Police Court on Tuesday morning on a charge of robbery, two more charges were filed by police against him and his companion, Pete Wisniewski, 26, of 439 E. Weber-st, both of whom were arrested on Saturday following a tip that the cashier of the Lakeside Biscuit Co. was to be held up enroute from a downtown bank with the company's payroll.

Urbatis and Wisniewski are now "buried" in a conglomeration of charges and circumstantial evidence.

### IDENTIFIED BOTH MEN.

Since their arrest on Saturday, Patrolman Comprobst is said to have identified both men as participants in a holdup on Ottawa-st, near Broadway, recently, when the officer was relieved of his gun and threatened with death. He placed a charge of robbery against both men.

At the time of the officer's trouble, two Detroit men, T. L. Burke and William Andre, say a gang of men stole two autos from them. Burke and Andre came down from Detroit on Tuesday to strengthen Patrolman Comprobst's identification. They had not reported at the Police Station at noon.

### OUT UNDER \$2500 BOND.

Urbatis was released from custody on Monday under \$2500 bail, furnished by his mother, and was arraigned on Tuesday morning before Judge Young. The case was continued until Feb. 17, and two other charges placed against both Urbatis and Wisniewski. The bail of each man was fixed at \$500 on each charge. FEB 10 1920

The new charges are "carrying concealed weapons," and "having burglar tools in their possession." A gun and some tools were found in the car the two men occupied when they were arrested on Saturday. Police are also investigating the rumor that \$5000 worth of whiskey was in the two machines stolen from Andre and Burke.

## URBATIS BOUND OVER UNDER \$5,000 BOND

Charged with robbing Policeman Comprobst with a pistol several weeks ago, Joe Urbatis was bound over to the grand jury Friday by Police Judge Young. Bond was fixed at \$5000. BLADE

Pete Wisniewski, charged with possessing burglar tools, was held to the grand jury under \$5000 bond, which was increased from \$500.

Urbatis also is accused of having burglar tools, and Judge Young believed both cases were being heard together. The judge was binding Urbatis over on this charge also when the defense explained that the agreement was to hear each case separately. FEB 27 1920

Because the judge had expressed prematurely an opinion on the second charge against Urbatis, the case was set for March 15, when another magistrate will be on the bench.

# URBATIS HELD ON \$5000 BOND

Joe Urbatis and Pete Wisniewski were held to the grand jury under \$5000 bail each in Police Court on Friday on a charge of having robbed two Detroit men, recently held up at Broadway and Ottawa-st, when \$5000 in whiskey is alleged to have been taken from them, together with two autos which were recovered later.

Both men were also arraigned on charges of carrying concealed weapons, the result of being arrested two weeks ago following a tip that they were intending to rob the paymaster of the Lakeside Biscuit Co., en route from a downtown bank.

On this charge, Wisniewski was held to the grand jury on \$5000 bail. Urbatis' case was continued until March 15. FEB 27 1920

# URBATIS NAMED COP'S ASSAILANT

FEB 9 1920

## Comprobst Charges Suspect Held Him Up and Took Gun.

BLADE

Patrolman Comprobst Monday preferred a robbery charge against Joe Urbatis and Pete Wisniewski, who, he alleges, held him up and robbed him of his revolver at Ottawa and Broadway last Wednesday night.

Urbatis and Wisniewski were arrested in the downtown district Saturday noon after police trailers said they caught the two in an automobile following a Lakeside Baking Co. payroll messenger who carried \$5,000.

# RELEASED ON WRIT FROM QUARANTINE

Edna Fleig, head day nurse at Municipal Hospital, complained to Police Chief Herbert on Friday that Joe Urbatis, 2926 Lagrange-st, held at the hospital under quarantine, had been removed from the hospital on a writ of habeas corpus.

On Wednesday Urbatis and Wilbur Hand, same address, were picked up by police and sent to Municipal Hospital for a blood test. On Thursday the men were returned to Central Police Station to be held pending the outcome of the test. At 11 p. m., on Thursday, Chief Herbert received a telephone call from someone who threatened to serve papers for Urbatis' release unless the chief released him.

Chief Herbert immediately sent Urbatis back to the hospital. At midnight Attorney Grudzinski, according to Chief Herbert, and Frank J. Crowley, chief deputy sheriff, served papers on the night head nurse at the hospital and obtained Urbatis' release.

"If a patient held in quarantine can be released under such proceedings," declared Miss Fleig, "we have no power to hold a patient being de-

tained for smallpox or any other contagious disease."

Common Pleas Judge Johnson issued the writ at midnight Thursday.

# URBATIS SUES COPS, CHARGES "ROUGH STUFF"

Joseph Urbatis avers that he has suffered "rough stuff" from city police officers to the extent of \$5,000 damages. He asks this amount from Detective Hovey and Patrolmen Ayers and Hennessey in a suit filed in common pleas court Tuesday. FEB 8 1920

## JOE URBATIS SUES FOR \$5000

Patrolman Hennessey and Ayers and Detective Hovey were sued for \$5000 in Common Pleas Court on Wednesday. Joseph Urbatis, who filed the suit, said Hennessey and Ayers took him from a street car on Nov. 6 and without reason placed him under arrest as a suspicious person. Later Detective John Hovey swore out an affidavit charging him with being a suspicious person. Urbatis alleges. He says he was forced to employ an attorney before he was able to obtain his release.

and Hennessey in a suit filed in common pleas court Tuesday.

Letting the indignities to his outraged feelings, Urbatis asserts he was thrown from a street car by these officers on Nov. 6, 1920. He says he was held on suspicious person charge from which he was later discharged in police court.

# FORCE RELEASE OF URBATIS

## Writ Served On Patient Under City Quarantine

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# COURT RELEASES YEGG SUSPECTS

BLADE

FEB 2 1921

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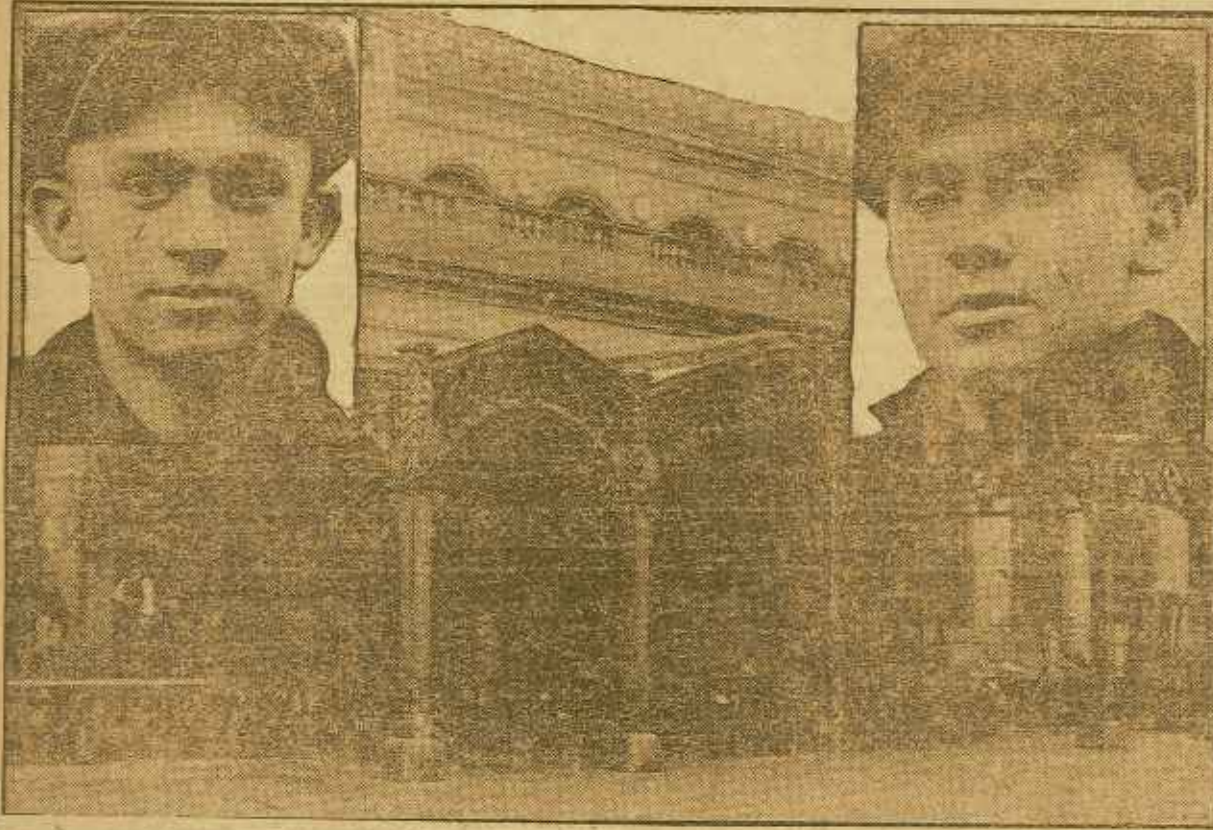
arrested a suspects in a \$10,000 robbery of a Detroit brokerage office.

The court denied an application for the release of Arnold Gannoud, charged with robbing Harry E. Russell of \$21.

# \$400,000 TAKEN BY BANDITS IN POSTOFFICE HOLDUP HERE

BLADE FEB 17 1921

Where Uncle Sam Lost a Small Fortune



## HUGE CURRENCY SWAG OBTAINED BY 5 OUTLAW

### Truck Crew Backed Off at Pistol Point When Federal Reserve Notes Are Seized.

Five bandits held up a truck containing registered mail at Fourteenth street side of the new postoffice at 1:55 Thursday morning and escaped with loot which it is believed will total \$400,000.

Joseph Hughes, 2027 Ontario street; Paul Weirich, 304 Broadway, and W. H. Milroy, 929 Wall street, were held up.

Six registered pouches which postoffice inspectors estimated held between \$300,000 and \$400,000 in currency from the Federal Reserve bank at Cleveland and three first class mail sacks from Cleveland, Detroit and northern Michigan, were taken.

Postmaster Lathrop said it would be several days before an accurate estimate of the loss could be given.

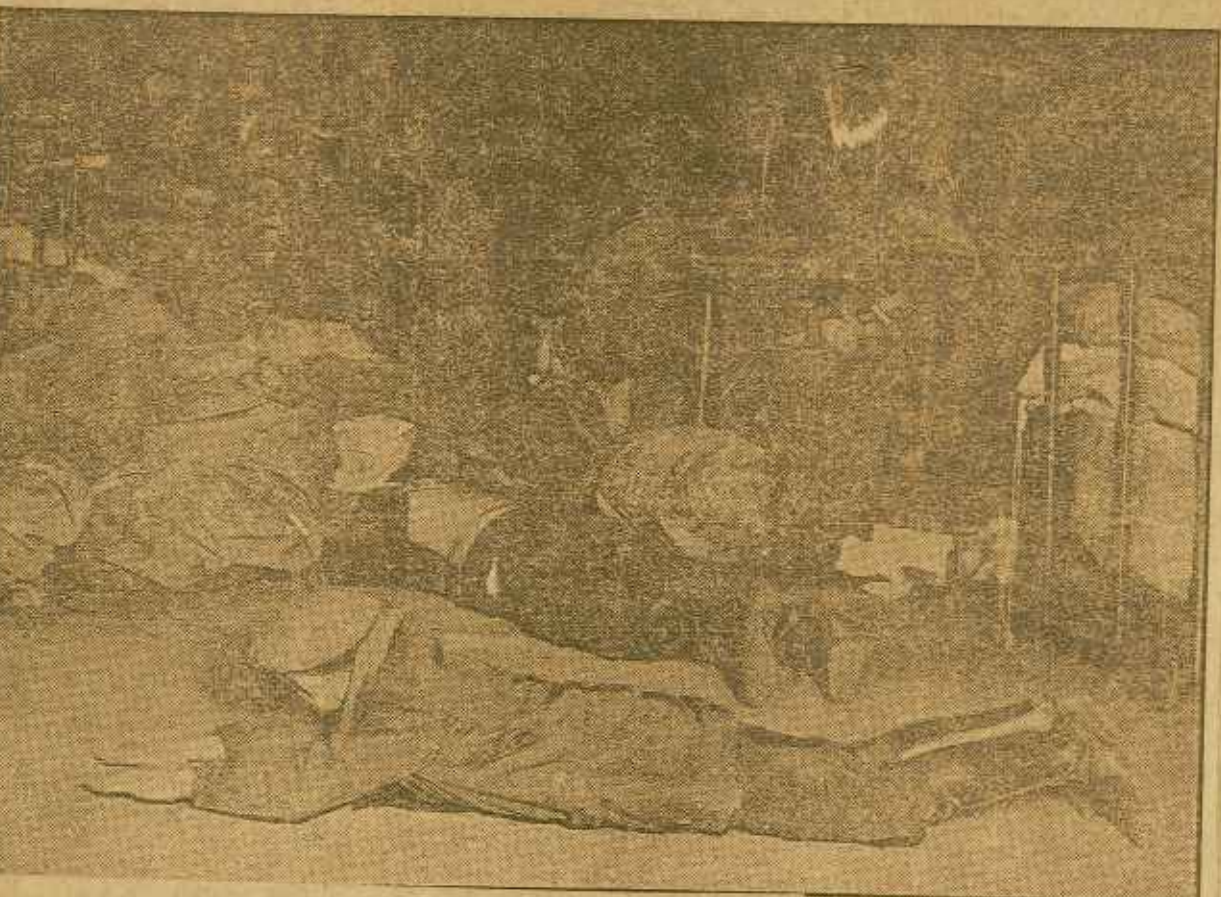
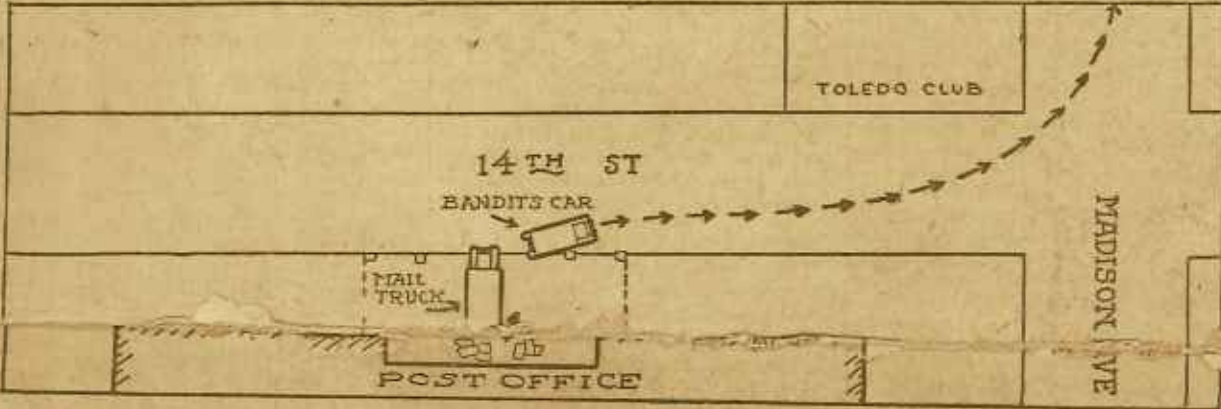
Automobiles containing postoffice inspectors, police and deputy sheriffs have been scouring the city and its environs for hours, but so far no definite clue to the identity of the bandits has been uncovered.

#### Find Abandoned Auto.

The automobile in which the highwaymen made their getaway was found abandoned at 6:30 a. m. on Bates Road, near Flower hospital. It was identified as belonging to S. G. Davis, 424 Rockingham street. Police say it was stolen from the Turner garage Tuesday night, when robbers drove off in a machine and with about \$40.

Although 25 postal employees were at work in the postoffice during the robbery, not one was aware of the looting until told by Weirich, so quietly and quickly did the bandits work. Both Hughes and Weirich declare that the whole affair was over within two minutes.

Within five minutes after the robbery the local detective bureau, Sheriff Taylor had been notified and Assistant Superintendent Mails Frank Kleins, who was on duty at the time, got in touch with postoffice inspectors. Several automobiles containing these officers scoured Point Place, Erie, Madison and combed the entire city, without finding trace of the bandits.



In the upper left is shown Joseph Hughes. On the opposite side at the top is Paul Weirich. Both of these men were forced to lie on their stomachs while the robbery was committed. The main picture at the top is the postoffice, showing the machines lined up before the platform where the job was pulled. In the center is a diagram showing which way the machine was headed and the route taken by the robbers' car. Below are Hughes and Weirich showing "how it was done."

Hughes and Weirich left the Union station with the mail at 1:45, in a postoffice truck. Hughes was driving. The pair drove up Jefferson avenue to Fourteenth street and backed the truck up to the loading platform on the latter thoroughfare. Hughes walked to the rear of the vehicle and unlocked the wire latched door while Weirich jumped to the platform for a hand truck with which to cart the mail into the postoffice.

When Hughes unlocked the door of the truck a man with pointed pistol stepped to his side and commanded:

"Get 'em up, boys," at the same time threatening Weirich, who had returned with the hand truck.

Both men complied. "Now lie down," was the next command of the bandit.

Hughes reclined on the platform, facing the truck, and watched the bandits work, while Weirich lay down and faced the building with his back to the robbers.

The bandit who had first stepped forward then mounted the platform and threw the sacks down to two confederates who stood one on each side of the truck below. These men in turn heaved the pouches into a Studebaker automobile which stood parked directly in front with running motor and a man at the wheel.

During the stickup W. H. Milroy, a mail truck driver who had just gone off duty came onto the platform. He was covered immediately by another bandit who was standing nearby waiting to thwart any interruption.

With the completion of the job the four bandits who had been standing about with drawn pistols leaped into the waiting machine which was driven at a high rate of speed down Fourteenth street to Madison avenue, where it disappeared.

As the car drove off Hughes ran

out and shouted to Special Policeman Miller, on duty in the postoffice, who was approaching. Miller commandeered a passing automobile and gave chase, but was quickly outdistanced.

Neither Hughes, Weirich nor Milroy could furnish police with an accurate description of any of the robbers. Hughes declares that the man who first pointed a pistol at him was "dark." He is not sure, however, whether or not the man is a mulatto.

As soon as the alarm was received at headquarters, Police Captain Schrader and Detective Captain Clockley jumped into an auto with other detectives and drove to the postoffice. They got no sight of the bandits, however.

Police Chief Herbert and Detective Inspector Leutz were both notified. They came immediately to the central station and gave out orders that every day shift detective summoned from bed and take up the case. It was not long, therefore, before headquarters fairly swarmed with officers waiting for transportation to whirl them about the city in the trail of the bandits. Sheriff Taylor and Deputy Wragg scoured country roads.

#### Suspects Released.

Not long after the robbery police picked up four men in a D street rooming house for questioning. They were later released, however, and exonerated of complicity in the crime.

In describing the affair to police both Hughes and Weirich said they believed the bandits allowed them to the postoffice from the Union station, as nothing was seen of them until the first man threatened Hughes with his pistol.

Although the abandoned machine the robbers used still has the license tags of the owner, other tag was found inside several shotgun shells.

This tag was stolen on Hudson street from a parked automobile owned by W. A. Nixon of St. Paul, Ohio. C. G. Jones, 231 Pres street, who had been driving on his car, was in a theatre at the time of the theft. Jones and Nixon are friends.

#### Flee in Car.

G. A. Miller, 520 Bates Road, the one who notified police regarding the location of the abandoned auto. He saw the machine standing in front of his house soon after the robbery and called central station giving the license numbers. Detectives immediately brought the car to police headquarters.

Considerable difficulty will be experienced in determining the amount of money involved in the robbery because of the fact that the registered pouches had not been receipted for by Toledo postoffice authorities. Postmaster Lathrop explained that the pouches were still in charge of the railroad mail service inasmuch as they had not been signed for and that therefore they would have to be traced from their sources.

Some detectives and postoffice inspectors voiced the belief that the bandits were the same ones who held up American Express company guards shortly after Christmas and escaped with over \$15,000 in cash.

Some of the stolen mail reached Toledo at 1 o'clock on the New York Central from Cleveland, Buffalo and other eastern points, while the rest arrived later on the R. & O. from Cincinnati and points south, it was reported.

Leutz made this assertion to The Times after he had received word from Elkhart, Ind., late yesterday that Joe Urbaytis and Joe Culbert had been taken from a train there, and that a woman believed to be Wanda Urbaytis, Joe's sister, had escaped and headed for Chicago.

**Are Brought to Toledo.**

The arrests at Elkhart were accomplished by the Elkhart civil authorities and Postoffice Inspectors

Federal officers expressed regret Tuesday that a girl on the train with Joe and Culbert and said to be Wanda Urbaytis, a sister of the Urbaytis brothers, escaped capture. She is known to have been on the train from which her brother and Culbert were taken but escaped capture by locking herself in a compartment.

**Bound for Chicago.**

Joe, his sister and Culbert had purchased tickets to Chicago Monday morning. It was this that aroused the suspicion of federal officers and their capture was ordered.

Postoffice inspectors Tuesday declared that the three men detained would be arraigned here before a United States commissioner some time during the day on a charge of robbing the United States mails and also for conspiracy against the government.

Following the arrest of these men Monday, it was announced unofficially that the loot totaled \$1,600,000. Of this, \$800,000 was in unregistered bonds and approximately \$30,000 in cash.

Simultaneously with the arrest of the three men, federal agents began a systematic search of resorts and roadhouses for other suspects.

Urbaytis has been under arrest a score of times in connection with robberies in this city. He was held in the Huebner-Toledo payroll robbery Nov. 17, 1917, when Antoine Comes, an employe of the company was robbed of \$27,000. This robbery is the largest payroll job in the history of the city. He was freed.

**May Have Master Mind.**

Federal officers say Culbert is a known underworld character and may prove to be the "master mind" in the holdup.

Gerard Pilliod, assistant district attorney, announced that should the men be bound over to the federal grand jury, he will sidetrack all other business to allow the jury to consider the case. The grand jury reconvenes Wednesday.

The penalty for taking part in the postoffice robbery is 25 years in federal prison, he said.

**Police Seek Girl.**

Chicago police watched trains from the east Monday night in an effort to apprehend Wanda Urbaytis who is described as "the woman with the black bag." It is supposed that she carries the greater part of the loot.

to effect the object of the conspiracy, each of the parties to such conspiracy shall be fined not more than \$10,000 nor imprisoned not more than two years or both.

Supplementing this section and equally easy of conviction is section 321, which follows:

Whoever commits any act constituting an offense defined in any law of the United States

on the former \$100,000 bonds was evaded on Thursday evening when several citizens are said to have visited the Federal Building, willing to put up property as bond for the release of the Urbaytis brothers.

**KICK ON POSTPONEMENT.**

When the Urbaytis brothers and Culbert were arraigned for the hearing at 11 o'clock, United States Dist. Atty. Pilliod asked that the hearing be postponed for 20 days, until March 16. United States Commissioner Gaines granted the request.

Allen Seney, attorney for Culbert immediately objected. Seney also asked that Culbert's bond be lowered to \$10,000. "I'm not interested in the bond, however," Seney declared "but I am interested in an immediate hearing."

Attorneys Stanley Grzesinski and John Hackett also objected to postponement of the hearing for their clients, and Grzesinski, in protesting the amounts of the bonds, declared Gaines had no right to fix such bonds until he had heard a part of the evidence against the defendants.

Gaines replied that he did have the right and said he was satisfied with the amounts of the bonds.

A charge of conspiracy to rob the mails was placed against Schultz on Friday, previous to the hearing.

# HEAR OF ARRESTS IN ELKHART

Toledo police and postoffice inspectors were informed on Monday afternoon that two suspects have been arrested at Elkhart, Ind., in connection with the robbery of the registered mail at the Toledo postoffice last Thursday morning and that one of the suspects has confessed.

**NEWS-BEE**

Postoffice inspectors, on being informed of the arrest, tried to get in touch with the Indiana city.

City, county and federal authorities have been carrying on a quiet search since the spectacular robbery, in which six pouches of registered mail and five bags of regular mail were taken at the point of guns.

Postoffice inspectors have also been scouring this section of the country. Inspectors said on Monday afternoon that new developments might be expected in a few days.

**FEB 21 1921**

The loss in the robbery is estimated at between \$500,000 and \$1,000,000.

Harry Robe of Columbus, and George Page, of Youngstown. Joe Urbaytis and Culbert were brought to Toledo last night on the 10:45 o'clock Lake Shore train from the west.

Frank Urbaytis was arrested by police detectives at his home. He was booked at headquarters and marked "held for the government."

When police and postoffice inspectors learned yesterday that Urbaytis and Culbert and Wanda Urbaytis were leaving the city they sent word immediately to all surrounding cities to be on the alert for them. Their arrest followed quickly.

Information conveyed to Chief Leutz thru a source which cannot be revealed for police reasons, convinces the chief, so he declares, that he has the right parties in the biggest robbery the postoffice department has ever been called upon to solve.

Joe Urbaytis will be remembered for his alleged participation in the Huebner-Toledo payroll robbery on November 17, 1917, when Antoine Comes, an employe of the brewery, was robbed of \$27,000, at that time the largest robbery and the first payroll holdup in the history of the city.

**Sister Admits Part.**

Frank Urbaytis also was arrested at that time and charges of robbery were lodged against the two brothers.

It developed that the sister of the boys, Wanda Urbaytis, then employed as a telephone operator at the brewery, was the "inside" of the robbery plot. Questioning of the girl developed that her brothers and some others were declared to be implicated in it.

or aids or abets, counsels, commands, induces or procures its commission is a principal to a crime against the government.

It was this latter law that brought about the conviction of "Soldier" Murphy who was implicated in the county jail break here on Christmas, 1919.

Although Murphy was not present when a shot was fired which wounded a deputy sheriff he was tried on the charge and convicted, being found equally guilty with the man who fired the shot, inasmuch as he aided or abetted in the crime.

Postoffice inspectors declared Tuesday that they were still endeavoring to trace the mysterious airplane which rose from the vicinity of Air Line Junction shortly after the robbery was committed and later was supposed to have landed at Ottawa, O.

Postal flying fields have been checked up by postoffice inspectors and no occasion has been found where an aerial mail pilot has landed at Ottawa. Men in charge of government flying fields, such as Wilbur Wright field, Dayton, and Selfridge field, Mt. Clemens, Mich., declare that no planes have been outside the field limits within the past week.

Urbaytis' attorney said Tuesday that an effort would be made to free him on a writ of habeas corpus. The courthouse was closed Tuesday in honor of Washington's birthday, but it was said that an effort would be made to get a hearing on the writ before Common Pleas Judge Kitchie. Sheriff Taylor said Tuesday morning that he had not been ordered to serve the writ.

Chicago police watched trains from the east Monday night in an effort to apprehend Wanda Urbaytis who is described as "the woman with the black bag." It is supposed that she carries the greater part of the loot.

Judge Killis' order, in part, follows: "The court having been informed by those representatives of the government who had direct charge of the investigation of the crime for which the parties of this case are under arrest, concerning the amount and negotiable character of the things stolen on the occasion, and being further informed, in part only, of the evidence connecting the several defendants therewith sufficiently in that behalf to suggest reasonable cause for the apprehension of each of the defendants, directs that the recognizances shall be taken, respecting the several defendants, in the amounts following, at which respective sums recognizances are now fixed, namely: Joseph Urbaytis, \$175,000; Charles Schultz, \$150,000; Frank Urbaytis, \$125,000; and Joseph Culbert, \$100,000.

Attorneys for the defendants on Friday morning asked for an immediate hearing and, following a long conference, Judge Killis granted the request and set the hearing for 11 a. m.

That attempts were being made to have the Urbaytis brothers released

**MASTER MIND IN POSTOFFICE JOB IS IN JAIL**

**—Declares Leutz TIMES FEB 22 1921**

Joe and Frank Urbaytis and Joe Culbert, Printer, Under Guard at Police Headquarters Here.

**LOOT IS NOW \$1,600,000**

Unregistered Securities Valued at \$800,000 and \$30,000 in Cash So Far Accounted for in Check.

The "master mind" in the robbery of the central postoffice last week has been arrested, according to Detective Chief Leutz.

Joe Urbaytis and his brother, Frank Urbaytis, both of 2924 Lagrange street, are locked up at police headquarters. So is Joe Culbert, a printer, 46 years old, who registered from a down-town hotel.

The robbers are responsible for the theft of \$800,000 in unregistered government bonds, and between \$25,000 and \$30,000 in cash.

This much of the loot already has been traced. Unofficially it is declared the robbery will approximate \$1,600,000.

All of the stolen mail, except that which the authorities have accounted for, has been destroyed, it is understood.

In the language of Chief Leutz, "we've got the postoffice robbers."

Bonds for the men were arranged by their mother, who is said to be well to do. They secured their liberty, and for some cause or other prosecution was permitted to lag.

Since that time the Urbaytis boys, particularly Joe Urbaytis, has been arrested with more or less frequency. The last time he was picked up was a few weeks ago when Detroit police detectives were killed by bandits in an attempted robbery. He later was freed.

It is believed she was either traveling separately from her brother and Culbert or left the train before it reached Elkhart, intending to reach Chicago by another route.

Chicago police activities followed the receipt of a telegram from Chief of Police Herbert.

**Conspiracy Charged.**

It is probable that government men base their hope more on a conspiracy charge than the one alleging robbery. It is not so hard to convict anyone against whom there is evidence.

The criminal section embracing conspiracy follows:

Section 32. If two or more persons conspire either to commit any offense against the United States or to defraud the United States in any manner or for any purpose, and one or more of such parties do any act

**BIG BONDS ARE FIXED**

**NEWS-BEE**

**FEB 25 1921**

Bonds for the release of Joe and Frank Urbaytis and Joe Culbert, held in connection with the postoffice robbery of a week ago, were raised on Friday by Federal Judge Killis.

Joe Urbaytis, first held under \$25,000 bail, then \$100,000, is now held under a \$175,000 bond. The bond of Frank Urbaytis has been boosted \$25,000 to \$125,000, and that of Joe Culbert is \$100,000. Charles Schultz's bond on Friday was fixed at \$150,000.

Commissioner Gaines fixed the bonds in compliance with Judge Killis' order.

**THE COURT'S ORDER.**

Judge Killis' order, in part, follows: "The court having been informed by those representatives of the government who had direct charge of the investigation of the crime for which the parties of this case are under arrest, concerning the amount and negotiable character of the things stolen on the occasion, and being further informed, in part only, of the evidence connecting the several defendants therewith sufficiently in that behalf to suggest reasonable cause for the apprehension of each of the defendants, directs that the recognizances shall be taken, respecting the several defendants, in the amounts following, at which respective sums recognizances are now fixed, namely: Joseph Urbaytis, \$175,000; Charles Schultz, \$150,000; Frank Urbaytis, \$125,000; and Joseph Culbert, \$100,000.

Attorneys for the defendants on Friday morning asked for an immediate hearing and, following a long conference, Judge Killis granted the request and set the hearing for 11 a. m.

That attempts were being made to have the Urbaytis brothers released

**"HAVE GOODS" ON SUSPECTS, THEY ASSERT**

**Three Prisoners to Be Charged With Robbery After Arraignment on Tuesday, P. O. Men Declare.**

**WOMAN WHO ESCAPED POLICE ON TRAIN STILL BEING SOUGHT**

**Loot in Daring Banditry at Postoffice Is Unofficially Announced as FEB 22 1921 \$1,600,000. BLADE**

Federal operatives declared Tuesday they "had the goods" on Joe Urbaytis, his brother Frank, and Joe Culbert, held at central station for alleged complicity in Toledo's mail robbery last Thursday, when currency and bonds amounting to more than \$1,000,000 were taken from two railway mail employes by five bandits at the Fourteenth street side of the new postoffice.

Joe Urbaytis and Culbert were taken from a train at Elkhart, Ind., Monday afternoon at the request of federal authorities, while Frank Urbaytis was arrested at 2924 Lagrange street by police early in the afternoon.

Joe and Culbert arrived in the city at 11 p. m. and were taken to central station where all were booked "hold for U. S. government."

# JOE URBAYTIS IDENTIFIED AS MAN AT DEPOT

## INQUIRED OF TRAIN, U. S. MEN DECLARE

**BLADE FEB 26 1921**  
**Agent Also Traces Bonds Passed Through Banks to Six Suspects Now Held.**

**P. O. MONEY BEING CIRCULATED HERE**

**Robbery Officially Set at \$900,000 -- Two More Placed Under Arrest.**

Joe Urbaytis, held in connection with the Toledo postoffice mail robbery, has been identified positively, postoffice inspectors announced Saturday, as the

### Bonds Are Raised.

The bonds of all were increased Friday, that of Joe Urbaytis being fixed at \$175,000, Frank Urbaytis \$125,000, Joseph Culbert \$100,000 and Charles Schultz at \$150,000.

Attorneys for the defendants have intimated that they will appeal the bonds to the federal court of appeals at Grand Rapids, Mich.

When the bonds were placed at \$100,000, a Mrs. Bralorucki and Maryan Kolinowski appeared at the office of the federal clerk and desired to go on the bond of Joe Urbaytis, say federal authorities. They offered property valued at \$300,000. Then the bonds were increased. It is not known whether they will try to obtain the increased bond.

Postoffice inspectors said the loot would total \$900,000 of which \$731,450 is in Liberty bonds. The bonds consist of 1,167 \$50 bonds, 1,123 \$100 bonds, 253 \$500 bonds, 316 \$1,000 bonds and 25 \$5,000 bonds.

The amount of currency and jewelry and other securities will hardly total more than \$200,000, it was said.

### Circular is Issued

A circular issued to banks gives this description of the bonds: First Liberty 4% converted permanent coupon bond, serial number 5759,

value \$5,000; Second Liberty 4%, numbers 56783 to 56799 inclusive, value \$5,000 each; Third Liberty 4% serial numbers, 3636301 to 3636320 inclusive, value \$50 each, and serial numbers 2262981 to 2262990, inclusive, \$100 each.

Five \$1,000 City of Adrian, Mich., 3 per cent waterworks bonds with coupons attached, also were taken.

## JURY WONT GET EVIDENCE NOW

**NEWS-BEE**  
**Postoffice Robbery Case Is Delayed 1 1921**

It was stated on Tuesday that federal authorities have abandoned the plan of presenting the evidence gathered in the Toledo postoffice robbery to the federal grand jury this week.

The postoffice inspectors have asked for more time in securing facts in the robbery which is now on record as the largest ever pulled off in Toledo and one of the largest in the history of the Postoffice Department.

The federal grand jury plans to recess on Friday for some time. Only a few cases are still to be presented and recess until Friday may be taken on Wednesday afternoon.

Federal authorities believe they have enough evidence against Joe Urbaytis, one of the men held, to warrant presentation to the grand jury. Urbaytis is held under \$175,000 bond in the County Jail. His brother, Frank, is held on \$125,000 and Joe Culbert, another suspect, is held on \$100,000. George Collins, a fourth suspect, is held on \$10,000 bond.

The prisoners are chafing under their confinement and their counsel has threatened to go to the United States Court of Appeals to compel the Federal Court to accept the bond which the prisoners claim they are able to raise.

young man who appeared at Union station half an hour before the mail train arrived, and inquired if the train were on time.

Identification of Urbaytis with the discovery that a package of currency of small denominations had been passed through a Toledo bank and had then been retraced by postoffice inspectors to members of the gang now held are further features of the holdup which developed Saturday.

### Station Tip Brings Arrest.

It was through the tip given postal inspectors and police that Urbaytis was present at the Union station just before the holdup occurred which gave officers the first intimation that he might be implicated. From that moment Urbaytis was trailed.

These facts were kept secret temporarily to prevent any possibility of those suspected making a get-away.

### Banks Notify Authorities.

Two packages of currency, all in bills of small denomination and amounting to several hundred dollars, was passed within the last few days. The bank which was tendered the money accepted it, checked up on the numbers and immediately notified the postal authorities.

It was learned officially, Saturday, that postal authorities say the traced money pointed directly to some of those held in the county jail in default of bond.

Two more arrests were made Friday. George Collins of Dorr street and Joseph Wernert of 1221 Page street were taken by police. Stamps valued at \$365 were found in a rooming house at Locust and George streets. The men are said to have rented the room where the stamps were found. Collins is awaiting arraignment on the same charges under which the others are held.

Collins especially is being held by police for the federal authorities and a warrant for his detention probably will be issued Saturday. Commissioner Gaines said bail in the case would be fixed at \$150,000.

Federal authorities will not permit any of the men to be released on bond until the sureties are questioned as to their qualification.

# U. S. AGENTS HEAR OF A HUGE POOL; QUIZ ATTORNEY

**FEB 28 1921**

**NEWS-BEE**

Postoffice inspectors during the last 10 days have been working on a tip that a huge pool was being formed to accumulate enough money to release Joe Urbaytis and others held pending the further investigation of the postoffice robbery on Feb. 17.

The inspectors, it is reported, were informed that close to \$900,000 in Liberty bonds and other assets had been pledged to get Urbaytis, and other men held, out of jail.

### SEVEN ON LIST.

Seven men were reported to have been listed by the federal authorities who made a canvass of the banks,

seeking to examine safety deposit boxes and accounts of these men on the list.

Four are attorneys. Three are men who are well known in the so-called underworld. The inspectors were armed with authority from Federal Judge Killits.

One of the men under investigation some years ago conducted a notorious cafe in Toledo. Another at one time was prominent in labor circles, while the third has been in Federal Court as the result of raids by prohibition officers and dope inspectors.

### NOTHING IN BOXES.

As far as is known, the inspectors found nothing in safety deposit vaults. At least they would not admit finding anything.

When the inspectors and other federal authorities received the tip that the pool was being raised they immediately questioned the ownership of the Liberty bonds that were supposed to be part of the assets pledged.

One of the inspectors said that, if necessary, the authorities would appeal to Judge Killits to make the bond for the men held a million dollars, which practically means that it would be impossible to secure their release on bond.

### FINDS WAY TO BANKS.

Cash reported stolen from the mail pouches at the postoffice found its way into Toledo banks before the list of numbers of the stolen bills had been posted.

Inspectors say that a New York draft was bought in one bank and that the bank immediately gave out the money to a Toledo merchant to meet his payroll.

One of the men who received his pay from the merchant made a deposit in another bank, which in the meantime had received a list of the stolen bill numbers. The depositor was questioned as to where he received the money. It was checked back to the bank that sold the New York draft and received the new bills in payment, postoffice inspectors declared.

### BONDS NOT LOCATED.

It is the opinion of the authorities that much of the stolen coin has been placed in circulation by this time, some of it in other cities.

The whereabouts of the \$907,000 in Liberty bonds which were stolen from the mail pouches, still is a

mystery. Authorities are still searching for the woman, who was reported to have accompanied Joe Urbaytis and Joe Culbert, two of the suspects when they left Toledo. The men were arrested in Elkhart, Ind., but the woman disappeared. Urbaytis insists that there was no woman with him, and that the whole proposition is a "frame-up" to get him.

It is declared one reason Federal Judge Killits is opposed to letting the suspects out on bond is that in case they are the guilty parties, the postoffice inspectors, must not be interfered with in their investigation.

The assumption is that the suspects, if given their liberty on bond, might put sufficient obstacles in the way to thwart the inspectors in making a case. The court is said to be well satisfied with evidence gathered, especially against Joe Urbaytis.

### ATTORNEY IS GRILLED.

Postoffice inspectors have a prominent young Toledo attorney under surveillance, as a result of a deposit he made in a bank and regarding which he has failed to give a satisfactory explanation.

Inspectors have grilled the attorney. His answer has been that he "can't remember" who gave him the money. The deposit amounted to \$500 and passed thru the bank last week. Federal authorities say the currency has been identified.

As a result of these latest tips, it is planned to keep the federal grand jury on the job thru this week in the prospect of presenting the matter for investigation. Asst. Dist. Atty. Pillsod said on Monday the grand jury might be given the postoffice robbery later in the week.

### HELD FOR THE U. S.

Stanley Grabarczynak, 28, 2909 Elm st, former driver of a postal truck here, is being held for investigation in connection with the robbery.

Grabarczynak was picked up last Thursday by Detectives Fallick, Dobranski, Brown and Peters. On Monday the charge of suspicion was changed to "hold for the United States government."

Some time ago Grabarczynak drove a United States mail truck here, police say. He was not directly employed by the government, but was under contract to drive one of the fleet of mail trucks.

Grabarczynak, police declare, is a friend of Joe Urbaytis and, according to detectives, he was seen talking to Urbaytis shortly before the holdup.

# P. O. BONDS ARE FOUND; MORE ARRESTS SEEN

NEWS-BEE MAR 12 1921

Reports were received in Toledo late Monday that important arrests had been made in Louisville and other Kentucky cities in connection with the investigation of the Toledo postoffice robbery. Federal officials here said nothing could be given out until they had received reports from Louisville.

Postal inspectors working on the robbery of the Toledo postoffice on Feb. 17, in which \$800,000 in Liberty bonds and \$22,000 in cash were stolen, announced on Monday that approximately \$200,000 worth of the stolen bonds have been recovered, which will be used as evidence against those now held in jail as suspects.

It was announced that a total of \$186,750 worth of the bonds have been recovered in New York, Detroit and Philadelphia, and several thousand dollars in cash in Toledo. The balance of the \$200,000 in bonds has been recovered in another city.

## CAN'T REVEAL NAME.

Chief Postal Inspector Diskin said the name of the city will not be revealed until after the case has been presented to the Federal grand jury which reconvened on Monday.

Diskin said that as a result of recovery of the bonds and cash in Toledo, Philadelphia, Detroit, and New York and the unnamed city, additional arrests are in contemplation. He said the plan of immediate arrests may be deferred at this time as it might be considered more desirable to have indictments returned in the name of John Doe.



ALBERT W. BESESKY

The size of the bond furnished the only other argument for the lawyers yesterday and the answer of the court was to insist upon large bonds.

The Urbaytis brothers, Joe and Frank; George Collins and Albert Besesky pleaded not guilty to the charges in the indictments returned Friday afternoon by the grand jury.

They were granted until Wednesday to change their minds as to pleas.

## May Move to Quash.

This was made possible because some of the attorneys had not had time to study the wording of the indictments.

Thru the insistence of one attorney, Joe Culbert, John Schultz, Ruby Redman, Earl Redman and Edward Zellich entered no plea but will be up before the court on Tuesday morning.

In this move was seen the attempt of the attorney to file a demurrer or a motion to quash the indictments, either of which would require a hearing. If the attitude of the court in fixing bond is any criterion, such a move would probably be over-ruled promptly.

The court brought out an important development when it announced that affidavits in the case had been drawn up and presented to the commissioner, which contained material enough for fifty or more charges of felony.

"I want to remind you gentlemen that there are now 10 separate actions pending against these prisoners," said Judge Killits.

"We must consider that the number of prosecutions is only limited by the number of packages of mail which were stolen. Every theft is a separate offense.

"But I find that there is no wholesale rate for bonds in postal robberies. The bonds shall be of such amount as to cover the offenses which may later be charged against these men."

The bond of Joseph Urbaytis was fixed at \$125,000, and that of his brother, Frank, at \$100,000. In each case \$25,000 represented bond for the offense in the conspiracy indictment.

## And Besesky Is Happy.

When their attorney asked for reduction he cited the cases of "Nicky" Arnstein in New York, and Poni, the foreign exchange wizard, as noteworthy examples of moderate bonds for large offenses.

will be set on Tuesday.

Albert (Happy) Besesky was a partner for George Collins in wearing the nickel wristlets. He seemed suited to his nicknames. He smiled and chatted with his attorney and the rest of the men.

His bond was set at \$15,000, which meant a reduction from \$50,000 set by the commissioner.

Assistant District Attorney Pilloid recommended this bond be set at \$5,000 but the court lowered that figure.

Collins' attorney didn't ask for bond to be set as he said none could be furnished. As a result of another argument the court set his bond at \$50,000.

Zellich's attorney wasn't present at the hearing so his case was put over till Tuesday morning.

Ruby Redman and her husband,

Earl Redman, were in the group segregated on the east side of the courtroom and guarded by deputy marshals. She was rather serious in her conversation and appearance. She kept close to her husband.

Schultz is a little fellow. He is sometimes called Saginaw or Split-Lip. The latter name evidently comes from a physical deformity. He appears young at first glance but shows the marks of life on his face.

Culbert is a wiry fellow and has a roving eye.

The prisoners were heavily guarded. They walked linked together in pairs. Ruby Redman, the only woman in the group, walked beside her husband.

Deputy Marshal Hugh Bartley was in command. He was assisted by his deputies and a squad of policemen.

There were only a few bystanders present in the court room when the nine defendants were marched in, but the word quickly spread and a number of friends of the men before the court were soon present. A squad of postoffice inspectors were also on the job.

Inspector Diskin announced that bonds to the amount of \$14,000 have been recovered in Philadelphia, \$27,750 in bonds and cash in Detroit, and \$145,000 in bonds in New York.

The chief inspector said that the recovery of the bonds, especially in Detroit, will materially assist the government in the prosecution of the case.

"The information leading to the recovery of the bonds in Detroit was secured thru the efforts of Detective

Inspector William Leutz," Diskin said.

Several postal inspectors have been out of the city for several days working on the case, and upon their return, on Monday, Inspector Diskin announced the recovery of the bonds mentioned.

The inspectors working out of Toledo have been engaged also in verifying the movements of the suspects now held.

The district attorney's office said on Monday that eight suspects are held in the County Jail and three in New York.

The New York suspects will be brought to Toledo to face indictments expected to be returned against them, Diskin said.

## SEARCH FOR WANDA.

Search is being made in Minneapolis for Wanda Urbaytis, wanted in connection with the investigation of the postoffice robbery. It became known on Monday.

The Urbaytis girl is a sister of Joe and Frank Urbaytis, held as suspects in the county jail. Postal inspectors believe Wanda was the woman on the train who escaped at Elkhart when Joe Urbaytis and Joe Culbert were arrested there.

Minneapolis police and federal authorities received word from Toledo sources that Wanda might be hiding in that city.

Edwin G. Zillick, 33, of 1816 Locust-st. is the latest to be arrested for investigation in connection with the robbery. What Zillick's connection with the robbery is, federal authorities refuse to say.

## TALKED TO URBAYTIS.

When Joe Urbaytis and his brother Frank were arrested, several weeks ago, in connection with the postoffice robbery, Albert W. (Happy) Besesky was very anxious to talk with Joe while the latter was confined in the Central Police Station.

Besesky made a dozen trips to the Central Police Station, importuning Police Chief Herbert, Inspector of Detectives Leutz and other author-

Federal authorities claim that some of the money taken in the postoffice robbery was deposited in a local bank by Besesky. This caused his arrest and he is held by federal authorities on \$100,000 bail. Besesky runs a soft drink parlor at 1620 Adams-st. in addition to a garage. His place has been noted for years as a rendezvous for men with questionable reputations.

"But these men were gunmen who placed lives in jeopardy," declared the judge. "Each one may be held for 50 different felonies."

The Urbaytis boys evidently took the whole matter as a mere step in a borrowsome string of proceedings. They didn't appear to be jail worn. They were well-dressed and seemed quite young in appearance.

The bond for Culbert and Schultz

Joseph Palmer, secret service man, and Inspector Beatty conferred with the court and attorneys on the matter of fixing bond.

Garard Pilloid and William A. Cuff, assistant district attorneys here, who have had charge of the case all thru its preparation, handled the arraignments and will probably see it thru to the end.

## Visitors May See Them.

The judge granted the request of one of the lawyers to allow the mothers and wives of the men to visit them at the county jail on regular visiting days.

The present grand jury has not been excused and will be ready at any time to bring additional indictments as charged in the affidavits now filed.

The court said it would be possible to subject the prisoners to a series of arrests if the other affidavits resulted in indictments and that bonds could be set on each offense thus charged.

He arranged with Commissioner Frederick Gaines to set a nominal bond in the hearings on one other warrant served. The man waived examination and bonds were set at \$1,000 each.

No announcement was made as to when those indicted on the conspiracy charge would be brought in to be arraigned. Some are being held at New York, others at Pittsburgh and some in other cities at the present time.

No attempt was made to release any of the prisoners on bond. Clerk J. W. Wilson declared that he would require sureties to exhibit tax receipts and legal titles to property before acceptance for bonds in the case.

Under the rules of the court the amount of the bond would require twice the same amount of real estate owned without encumbrance by two or more sureties provided each one owns at least 50 per cent of the amount of the bond.

Besesky is probably the only one who may be able to furnish bond.

# QUINTET HELD AS LOOTERS OF POSTOFFICE FACE TRIAL BEFORE KILLITS ON APRIL 11

TIMES MAR 20 1921

## Nine Indicted Friday, Who Were in Jail Here, Arraigned---They Plead Not Guilty.

# ADDITIONAL AFFIDAVITS PLACED AGAINST 'EM

## Each of Those Held for Actual Robbery May Be Made to Answer to 50 Different Felonies, Court Holds—Prisoners Heavily Guarded Taken Before U. S. Tribunal.

TIMES MAR 20 1921

Five postoffice bandit suspects will go on trial in federal court here on Monday, April 11, it was announced by Judge John M. Killits yesterday afternoon when they appeared before him for arraignment.

They will all be tried together, too. "The judge decided this when one attorney asked for separate trials.

"The matter is discretionary with the court and there is no right to the prisoners for such a favor," said the judge.





# \$100,000 BOND FOR URDAYTIS AND SCHULTZ

**PLEADED APR 30 1921**  
**Prosecutor Bolin Claims They Were Actual Robbers of U. S. Mail.**

**25 ARE INDICTED BY U. S. GRAND JURY**

**Movements of Bandits and Division of Spoils Told by Attorney.**

Bonds of \$100,000 for Joe Urdaytis and Charles Schultz, who are charged by Special Prosecutor Stuart Bolin with having committed the actual hold-up of the United States mail here, were fixed by Federal Judge Killits Saturday morning after they had pleaded not guilty to indictments returned against them Friday afternoon. James Feese and Harry Thrush, two other defendants, were held under bonds of \$50,000 and \$10,000 respectively. Three others—Ed Zellich, George Collins and Frank Urdaytis, also were arraigned. Zellich was placed under \$25,000 bond. Collins and Frank Urdaytis were released on \$5,000 personal bonds as they were not indicted in Friday's report. Collins and Frank Urdaytis and Wanda Urdaytis had been indicted in a previous report. Judge Killits ordered Wanda's bond be reduced to \$5,000. She is now at liberty under \$25,000 bond.

Ladell and King. They will be brought to Toledo shortly.

**How Indictments Operate.**  
 The indictments charge actual robbery of the 10 mail bags and the conspiracy to commit the robbery. The latter indictment contains 10 counts charging conspiracy to rob mail employees, to steal mailbags, obstruct mail, secret mail matter, destroy mail matter, abstract it, appropriate the contents of the sack, convey it away and to destroy the bags. The sentence in the conspiracy charge, since dangerous weapons were used, is 25 years with no minimum. Ten years can be given for the actual robbery.

Stuart Bolin said that Joe Urdaytis and Schultz, the latter masked, committed the actual robbery while heavily armed. Others in the machine include Sansone and Rogers and two others not yet apprehended. He said that two shotguns were used and that each robber had at least one revolver. He told the court Thrush received \$200 for his share in conveying the mail bags from the garage at 1952 Franklin street to the house where the bags and contents were burned.

**Zellich Got Much.**  
 Bolin claims that Zellich received six \$1,000 bonds for assisting in watching the loot the night of the robbery and also \$1,000 in smaller denominations. He charged that Feese allowed the use of his garage for secreting the mail bags, that he knew for what purpose he permitted its use and that he assisted in the distribution of the loot. He said that Feese employed Thrush for disposing of the bags. For his share he received \$800 Bolin said, and later obtained \$300 more from Chicago and some jewelry.

Frank Urdaytis is a brother of Joe Urdaytis and was arrested with him and Joe Culbert at Elkhart, Ind., a few days after the robbery. Culbert is now under bond. Wanda Urdaytis, sister of Joe and Frank, was recently released on heavy bond. Collins was arrested several days after the Urdaytis boys were apprehended. Bolin said that possibly the old indictment will be nolledd. In it were named Peter Orobovitch, several New York men, Earl and Ruby Redman, Albert Besesky and Harry Wylie.

**Men Heavily Guarded.**  
 The men while in the federal courtroom were under heavy guard. Police officers were standing immediately behind them, while postoffice

Stuart Bolin, special prosecutor, stated to the court that Urdaytis and Schultz took part in the robbery, that Feese used his garage for storing the loot following the robbery, that Thrush drove his own car in carrying the empty mail sacks to a house to be burned and that Zellich watched the loot after the robbery and received six stolen \$1000 Liberty bonds as his pay.

**PROSECUTION READY.**  
 The court released Wanda and Frank Urdaytis and George Collins, previously indicted but not mentioned in the new bills, on their own recognizance. Bolin said possibly the old indictments would be nolledd. The government will be ready to go to trial on June 6 with the cases, it was announced. In addition to

Bolin the attorney general has appointed Asst. Dist. Atty. Gerard Pilliod as an associate prosecutor. New indictments were returned by the federal grand jury late on Friday night naming new persons and eliminating some of those mentioned in the first indictments returned in March. Twenty-five persons were indicted on Friday night but only these 13 names were made public:

- Joseph Urdaytis, Charles (Splitlip) Schultz, James Sansone, alias Mike Scolla; George Rogers, alias George Lewis.
- HERWAT AND LADELL.**  
 James Feese, Harry Thrush, Clement Wasserman, Walter Foote, Harry Lowe.
- Robert (Baldy) Ladell, Edwin G. Zellich, Joe Culbert, Charles Furrer, Helen Furrer.
- Emma Marvin, Stella Kaefler.

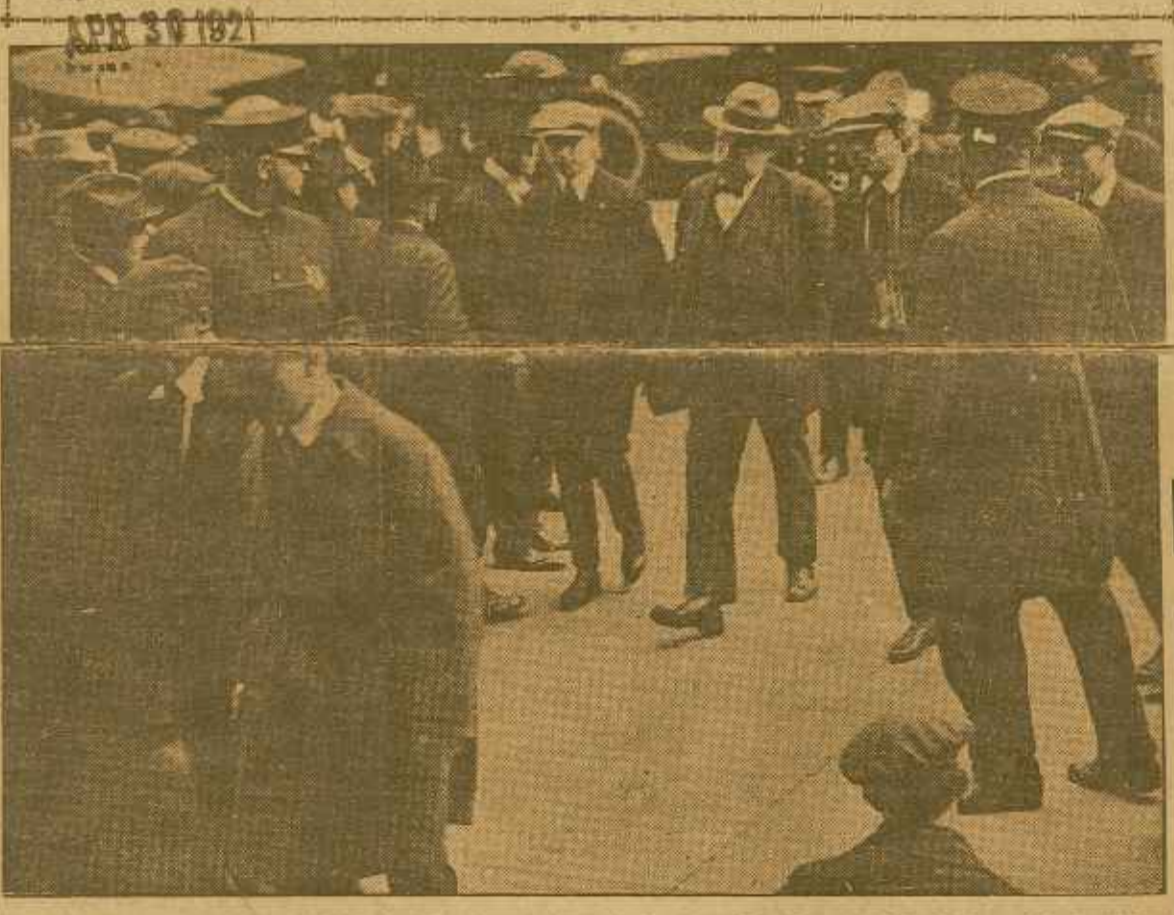
Feese's garage, 1952 Franklin-av. where the loot was divided the day following the robbery.

**LETTER INVOLVES WOMAN.**  
 They charge that Feese was given \$500 in stolen bills at the home of Helen Furrer, that Mrs. Furrer offered a \$20 bill at Lanberg's, which was identified as having been a part of the loot, that a letter addressed to "Emma Marvin, 3420 Summit-st. Toledo," and posted on April 15, 1921, contained information regarding the robbery, and that the mail bags were cut and destroyed.

Bolin says sawed-off shotguns and a pump gun are held as evidence. It is understood the pump gun, belonging to Feese, was placed in lock at a downtown pawnshop where it was later recovered by federal officers.

**"NOTHING TO TELL," SCHULTZ SAYS**  
 Charles Schultz, held in connection with the postoffice robbery on Feb. 17, was questioned by Special Prosecutor Bolin in the Secor recently. Schultz says it has been reported that he gave information to Bolin. "I couldn't tell anything about the robbery because I don't know anything about it," Schultz said on Friday afternoon.

## Police On Guard As Postoffice Suspects Are Taken NEWS-BEE To Court For Arraignment



Here is a photo of the postoffice suspects being taken into the Federal Building on Saturday to be arraigned on new indictments in the Toledo postoffice robbery. To the left in the foreground is Harry Thrush. James Feese is to his left, wearing a raincoat. In the background, from left to right, are Frank Urdaytis, Deputy United States Marshal Bartley and Joe Urdaytis. Charles Schultz is to the right of the patrolman whose back is turned. A heavy police detail guarded the exterior and interior of the Federal Building. A big crowd gathered to see the prisoners. Photo by News-Bee Photographer Blount.

### Trial Begin June 6.

The date for the trial was fixed at June 6. Should any of those arraigned Saturday desire to change their pleas during the absence of Judge Killits, arrangements were made to have them appear before Judge D. C. Westenhaver. Twenty-five persons were indicted in the grand jury report. They are: Joseph Urdaytis, alias Joseph Urdaytis, alias Joseph Urbates, alias John Davis; Charles Schultz, alias "Seginaw," alias "Split-Lip"; James Sansone, alias Mike Campagnol, alias Mike Scolla, alias Ed Murdock, alias "Little Mike," alias "Nic"; George Lewis, alias George L. Rogers, alias Mike Cuttacaper, alias George Harria, alias Joe Morris, alias "Lefty," alias "The Spaniard"; Walter Foote; James Feese, alias Jimmie Feese, alias "Little Jimmie"; Harry Thrush; Harry Lowe, alias "Slim"; Clement Wasserman, alias "Whitey"; Robert Ladell, alias "Baldy," alias Johnny McGraw, alias "Grandpa"; Edwin G. Zellich; Joseph Lawrence Culbert, alias Joseph Ryan, alias James Ray, alias James Westervelt; Charles Furrer, alias Charles Fuller; Helen Furrer, alias Mrs. Charles Fuller, alias "Sadie," alias "Peggy"; Emma Marvin, alias Emma Foote, alias Emma Curson; Stella Kaefler, alias Stella Kaefler; Pearl Sommers; Henry Herwat, alias "Little Harry," alias "The Pollock Kid"; George King, alias George Murphy King. The Detroit suspects are: Lewis Sansone, Walter Foote, Charles and Helen Furrer, Emma Marvin, Stella Kaefler, Pearl Sommers, while the Chicago arrests include Herwat,

inspectors, prohibition agents, deputy marshals, railroad officers and other officials were scattered about the room.

Gerard Pilliod, assistant director attorney, is aiding Bolin in the presentation of the case and will handle any details in Bolin's absence.

**12 in Bandit Gang.**  
 Bolin said that about a dozen persons were in the actual conspiracy to commit the holdup in the beginning but that many others had been drawn into it later. The total amount of loot will be \$1,000,000 it was said Saturday. A large portion of it has been recovered. The suspects cared little for the value of the loot, apparently, it being divulged that one of the men who had been first given \$40 for his share, later threw bonds aggregating \$50,000 into an ash can because he became angry at what he considered a slight by the principals. The ring found by an East Side boy in the ash can in the rear of the home of Harry Thrush has been identified as a part of the loot, it was said.

# TWO FREED IN ROBBERY

Trial of the suspects held in the Toledo postoffice robbery of Feb. 17 has been set down for June 6, Federal Judge Killits informed counsel on Saturday when five of the 25 named in new indictments were arraigned. Pleas of not guilty were entered and these bonds fixed for those arraigned on Saturday: Joseph Urdaytis and Charles (Splitlip) Schultz, \$100,000 each; James Feese, \$50,000; Harry Thrush, \$25,000, and Edwin Zellich, \$25,000.

Pearl Sommers, Harry Herwat and George King.

**WANDA NOT IN LIST.**  
 Albert W. (Happy) Besesky, Earl and Ruby Redman, Peter Orobovitch, George Collins and Harry Wylie are not mentioned in the new indictments. There are 11 counts charging robbery and 10 counts charging conspiracy in the two indictments returned on Friday night. It is charged that the defendants put in fear with menacing firearms the postal clerks, Welrich and Hughes, and took 10 mail sacks containing more than \$1,000,000 in securities, that Joe Urdaytis and Charles Schultz secured a key to

## URDAYTIS JOKES CROWD BLADEON WAY INTO COURTROOM

Several hundred men and women gathered in and around the Federal building Saturday to see the postoffice robbery suspects as they marched handcuffed from a patrol wagon into the courtroom where they were arraigned before Judge Killits. "Which one is Joe Urdaytis?" was a question asked scores of times as the squad marched. As Joe was pointed out it brought forth exclamations of surprise on his dapper appearance. Urdaytis smiled at several persons he recognized in the crowd. As he walked up the steps a woman greeted him. An embarrassed grin came over his face when he unconsciously raised his hand to tip his hat before he remembered one hand was cuffed to Deputy U. S. Marshal Bartley and the other to Charles Schultz, one of the suspects. "I'm sorry," he apologized. "I guess I can't be polite under the circumstances." The stars of the crowd first by got on his nerves and to a young stranger who gazed at him from the time he left the patrol wagon until he reached the steps Joe murmured: "Come out to the fair grounds this summer and bring your friends. I'll do a few triple somersaults for you." The court room was packed when the prisoners entered. Until the arraignment many of the spectators thought Urdaytis was a lawyer. He talked quietly to Schultz who sat next to him and occasionally questioned Bartley. "What time does the performance start?" Joe asked Bartley. "The audience seems a little impatient." When Bartley was taking the prisoners back to jail he handcuffed Urdaytis next to him. It was reported that Urdaytis had attempted to escape several weeks before when in the court. "If you get away now, Joe," Bartley declared, "You'll have to take me with you." Urdaytis laughed.

57488





**Convicted in P. O. Robbery**  
**BLADE JUN 25 1921**



JOE URBAYTIS



JAMES SANSONE



WANDA URBAYTIS



CHARLES SCHULTZ

**U. S. JURY  
 FREES TWO,  
 FURRIER  
 AND EPPS**

**Verdicts of Guilty on the Charge of Conspiracy Reached in Early Hours.**

**ROBBERY INDICTMENT TRIAL TO COME NEXT**

**Judge Killits Postpones Sentence Until After Second Case Is Finished.**

Verdict of guilty against 11 of 13 defendants who were on trial on the charge of conspiracy in connection with the \$1,000,000 Toledo postoffice robbery were opened in federal court Saturday morning. The verdicts were returned sealed at 4:30 A. M.

John J. Epps, broker of Chicago, and Charles Furrier, 627 Church street, were the only defendants found not guilty.

Three Guilty on All Counts

husband, Charles, was acquitted, patted his hand and told him she was glad—glad for him. Furrier, who has been the most unassuming figure in the trial, was deeply moved. Harry Thrush sat in the back of the courtroom with his wife. Mrs. Thrush burst into tears as the verdict against her husband was read and Harry placed his arm around her and tried to console her. Stella Kaefer, sister of Emma Marvin, who was ordered released from the trial by Judge Killits, cried when the verdict was read as did several other women.

**Returned to Jail.**

The prisoners were returned to jail.

Judge Killits completed his charge to the jury at 6:30 P. M. Friday. The jurors then went to dinner and took up the consideration of evidence in the conspiracy case. J. A. Holmes, banker of Weston, O., was elected foreman.

The jurors were practically unanimous in their opinions about the defendants with the exception of John J. Epps, Chicago broker. The first ballot on Epps case was taken at 1 A. M. Saturday morning and stood 11 for conviction and one for acquittal. Twenty ballots were taken before the jurors finally agreed to free Epps. The final vote having been tallied at 4:30 A. M. Only two ballots were taken on the case of Charles Furrier. The first stood 11 to one for acquittal.

**Little Trouble on Agreeing.**

There was some disagreement between the jurors in the consideration of Wanda Urbaytis' case. Some wanted to convict her on only two counts and others held out for a conviction on four counts. When the conspiracy indictment was returned by the grand jury, George Lewis' name was not included in the second count of the indictment because of a typographical error. The court ordered the jury not to consider him on that count.

"We have done a great thing for Toledo," one of the jurors said Saturday. "It has been a long grind, and I'm glad it's over. We had little trouble in agreeing on verdicts in most of the cases. Charles Furrier is just a meal ticket at his house and the only thing that looked bad against him was his trip to Detroit with his wife. It was not shown that John Epps, the broker, knew he was selling bonds from the postoffice case."

"I feel sorry for Pearl Sommers. She is just a young girl, but we felt that some punishment will do her good."

**Members of the Jury.**

Members of the jury besides Holmes were Art Skinner, Kalida, O.; A. Riekenbach, Porest; P. E. Johnson, Liberty Center; O. D. Mason, Paulding; Oliver Bell, Kenton; John P. Benien, Napoleon; H. O. Purdy, Rockford; G. W. Crane, Grover Hill; Bert Thompson, Napoleon; John Steinman, Toledo, and John Felker, Toledo.

When Judge Killits completed his charge to the jury Friday night the prisoners were sent back to jail. Prosecutor Bellin, several attorneys for the defense and court attaches sat in the court room until a late hour waiting for a verdict. At 10:30 a rap was heard on the jury room door and it was thought that an agreement had been reached, but it only resulted in a request for cigars.

When the jurors reached an agreement they sealed the verdicts and left. Some of them went to their rooms while others remained up the rest of the night.

**Compliments Jurors.**

Judge Killits thanked the jurors after they reported and said that any who wished could get excused from service for the rest of this term.

"I want to compliment the jurors on their fine sense of justice shown in this matter," the judge said, "especially in the case of Charles Furrier. The case of John Epps was peculiar and one that was especially proper for a jury."

"There are some things in this case that it would be well for the public to understand, especially in connection with section 146 of the United States criminal code. Pearl Sommers probably don't understand why she was found guilty, but her case should be a warning to other young girls. Evil associates not only corrupt good morals but lead straight into prison."

In his charge to the jury Friday Judge Killits explained the provisions of the law under which the indictment was brought and elected the counts to be applied to the various defendants.

**No "Deal" With U. S.**

Discussing the defendant, Harry Thrush, Judge Killits instructed the jury to remember that a man is no less innocent or no less guilty of a crime because he is the father of a family. "Try this case with your heads and not your hearts," he said.

"All those who participated in the crime will receive adequate punishment," Judge Killits told the jurors. "There has been some talk of a 'deal' made between Fesse, Lowe and the government. These witnesses have a right to expect some thing. It would be natural."

to defendants who aided the government in its case. But that does not mean a deal. There could be a deal without the co-operation of the court."

The judge reminded the jury that the stories of Fesse and Lowe were corroborated by other witnesses on trial.

**13 Separate Verdicts.**

Judge Killits informed the jury that he had had prepared 13 separate verdicts—one for each defendant. He said in doing this he deemed a promise made to the defendants to safeguard them.

The original 10 counts are shown in the verdicts, and the jury instructed to mark "not guilty" on counts six, seven and nine, which have been withdrawn since the trial opened.

Judge Killits ordered the jury to return a verdict of not guilty against Urbaytis, Schultz and Sansone. The three counts that were withdrawn, Lewis, he said, is not referred to in the second count, a verdict of not guilty was ordered in this as well as the other three counts.

Counts one, two, six, seven, eight and 10 were dropped in the case. Walter Foote, Harry Thrush, Charles Furrier, Helen Furrer, Emma Marvin, Pearl Sommers, Wanda Urbaytis, John Epps, Edwin Zellek were considered on the fourth count.

**NEW TRIALS ARE ASKED FOR THREE**  
**TIMES JUN 28 1921**  
 Motions Made in Behalf of Wanda Urbaytis, Joe Urbaytis and Chas. Schultz.

Charges may be made that Judge Killits' deliberation in the Toledo postoffice robbery case refused to



Pearl Sommers



Sadie Helen Furrer



Emma Marvin



HARRY THRUSH



George Rogers

JOSEPH URBAYTIS, guilty on all seven counts.

GEORGE LEWIS, alias George Rogers, guilty on six counts.

CHARLES SCHULTZ, guilty on all.

JAMES SANSONE, guilty on all.

WANDA URBAYTIS, guilty on the third, fourth, fifth and eighth counts.

PEARL SOMMERS, guilty on the third, fourth, fifth and eighth counts.

HELEN FURRIER, guilty on the third, fourth, fifth and eighth counts.

EMMA MARVIN, guilty on the third, fourth, fifth and eighth counts.

EDWIN ZELLIK, guilty on the fourth count.

WALTER FOOTE, guilty on the third, fourth, fifth and eighth counts.

HARRY THRUSH, guilty on the third, fourth, fifth and eighth counts.

**Tried on Seven Counts.**

The indictment contained 10 counts when the trial began, and Judge Killits later eliminated the sixth, seventh and ninth.

The verdicts were opened at 3:27 A. M. Judge Killits announced the defendants would not be sentenced until after the trial of those named in the robbery indictment returned in connection with the mail theft. He ordered a special venire of 25 names drawn for the jury to sit in the robbery case. The date of the trial was set for Aug. 7.

There was no indication of emotion on the part of the defendants when the verdict was read. All of them sat stolidly in their seats and assumed the same attitude which has marked their appearance since the trial started three weeks ago. Emma Marvin brushed a vagrant tear from her eyes as her name was read, but she did not cry.

**Wanda Urbaytis Weeps.**

Wanda Urbaytis wept, but she wept for her brother, Joe, not for herself. The deep affection she has shown for him at all times during the trial manifested itself as the verdict in his case was read. She covered her eyes as the tears came. Her own verdict she heard unmoved.

Pearl Sommers' smile was still in evidence after she had been pronounced guilty on four counts. But she cried unrestrainedly when her name was read. She joined her in the marshal's office later. Emma Marvin said comforting words to her sister, who wept bitterly in a corner of the courtroom. Emma's own eyes were wet, but she smiled as she said good-bye

**The Seven Counts**

The case went to the jury on seven counts of the conspiracy indictment. The counts were:

1. Conspiracy to assault for the purpose of robbery.
2. Conspiracy to rob custodians of the mail.
3. Conspiracy to steal from the mail of the United States.
4. Conspiracy to steal and to prevent the delivery of mail.
5. Conspiracy to interfere with United States mail.
6. Conspiracy to appropriate mail matter.
7. Conspiracy to mutilate mail bags.

The sixth, seventh and ninth counts of the indictment were eliminated by Judge Killits.

**SONS CO.**

Call your orders to

red order them by our

# THIEVES "KID" DEPUTY SHERIFF INTO OPENING GATE, THEN RUSH OUT BATTERING WAY TO LIBERTY

**Times** SEP 6 1921  
**Sheriff Admits Carelessness on Part  
of Officers Set to Watch  
Federal Prisoners.**

**NOT A SHOT FIRED WHEN  
DESPERADOES FLEE JAIL**

**Plot Apparently in the Hatching for Weeks Car-  
ried Out Successfully in Broad Daylight—U.  
S. Officials Prepare to Comb Country for  
Convicted Men—Killits Is Silent.**

To see if Charley Schultz was "kidding" when he said the "bullpen" door at the county jail was unlocked, Turnkey Andrew Szemetko yesterday unlocked it.

In an instant he was on his back with Schultz, Joe Urbaytis and George Lewis, alias Rogers, pummeling him with whatever they could seize upon and in still another instant the three, all members of the convicted Toledo postoffice robbery gang, were footing it to freedom over the still form of Deputy Sheriff Sam Zimmerman, whom they had knocked senseless with an improvised blackjack.

The three still are at large.

Prisoners at the county jail had just had their noon meal Labor day. Szemetko went to the third floor of the cell block, as customarily, to release the prisoners into the "bullpen" where they were kept during the day, except at meal times.

He released them and was about to leave the prison section when Schultz unaffectedly informed him that one of the doors of the "bullpen" was not locked.

Szemetko went to the door and instead of shaking it to ascertain its condition, he unlocked the steel case covering the levers to the cells and "bullpen" and pulled the lever controlling the door.

**Cries for Help Bring Men from Office.**

The lock clicked gently and the door turned slowly ajar. The supreme moment for the plot, which evidently had been in conception for weeks, had arrived and the alert mind of the men police say performed a long list of big holdups around Toledo never fired a shot, grasped the significance of it.

The click of the big lock-bolts falling out of their engaging sockets hardly had died out when Schultz, Urbaytis and Lewis were out of the bullpen into the safety cage that fronts the cells and had Szemetko beaten into a corner where they belabored him with the heavy buckles of cell hammock straps, swinging like a sling shot.

Szemetko's cries for help brought Deputy Sheriff Zimmerman, Doctor W. M. Shapiro, jail physician and J. C. Allred, a friend of Dr. Shapiro, from the jail office.

Zimmerman dashed up the four flights of steps leading to the top of the prison section. Lewis faced him as he reached the scene of the attack on Szemetko and the desperation of the prisoner awaiting sentence on five counts of conspiracy, and trial on a charge of robbing the postoffice, and the realization of the deputy that only he stood between the bandits and liberty, hurled the two together.

They fought with bare fists, driving home each blow with the elemental determination of man before he had invented weapons. Finally Zimmerman drove his adversary back from the stairway and thought he had him conquered when a blow from behind sent him reeling to the floor.

**The Prisoners Finally Reach the Air.**

He says he believes Urbaytis struck him with the slingshot. When Zimmerman went down he threw his keys over the banister and cried instructions to Dr. Shapiro to lock the outside doors. Shapiro turned and found the doors locked. Fearing the desperadoes would overpower him and take the keys he fled into a cell of the west wing of the jail and locked the door.

The maneuver left the way to the doors clear except for Allred. The three hurried themselves down the jail stair and seeing Allred in their path, one seized a pair of ice tongs with which Allred was clouted over the head twice, enough to put him out of the way.

The keys of Szemetko had been taken by the bandits and the door into the jail office, the last barred way, opened without trouble.

The hall door to the sheriff's home stood open and only a fly screen stood between the men and liberty—the liberty they could not otherwise expect for years. They took it.

But first they took a 45 caliber pistol and three other weapons from the desk in the sheriff's office.

Out the west door of the jail the men circled the building to the north side and vaulted onto the roofs of sheds in Armory park.

Where they crossed the high jail stockade, a holster and belt of the type used to carry the army automatic pistol was found.

It was evident the carrier of the weapon prepared to use it before being stopped in his dash for freedom.

Stories as to the remainder of the departing journey vary from this point, except that all agree the men ran into Spielbusch avenue. There it is agreed they separated.

On man ran thru the alley adjoining the Dolphin Hose factory. One story, told by a citizen, is that the two going up Spielbusch separated when they reached Orange street, one going eastward on Orange and he other following Spielbusch on toward Cherry street.

That fortune was with the prisoners is shown from the fact that they had to gain their way past four steel barred doors to the outside.

First there was the door to the jail bullpen; second, the safety chamber fronting the cell section; third, the door from the jail corridor to the jail office, and finally the door from the jail office to the sheriff's home.

The latter door had been left ajar and was no obstacle to the fleeing convicts.

**Taylor Is Bitter.**

The door to the safety chamber in front of the cell section had not been locked by the turnkey when he went to test the locking of the "bullpen" door. The "bullpen" door was opened by the turnkey, and the door from the jail corridor to the sheriff's office was unlocked by the keys taken from the turnkey.

Sheriff Jack Taylor, successor to a sheriff whose term of office will always stand out in a picture of him standing in his dungeon in his pajamas while a notorious jail delivery was enacted, was nearly despondent over the escape of the postoffice bandits.

Asked if he had been given any special guard assistance by the federal authorities, whose prisoners Ur-

All trace of the escaped men had been lost when the city force reached the scene.

The bandit chasing cars of the police department were dispatched to all parts of the city, but no trace of the men had been found at an early hour this morning. The trail had to be followed haphazard owing to the seeming lack of co-operation of any outside confederates of the prisoners.

The fact that at best the prisoners are supposed to have escaped in a small machine is taken as an indication that no one was waiting for them.

That the plot had been under way of preparation for some time is shown by the smoothness with which

it was carried out and the fact that one of the prisoners used a table knife in his attack on Szemetko, without effect, however.

The table knife—none are given to the prisoners in any part of the jail—had to take some other course into the cells than with meals. That it had been there for some time is indicated by a crude attempt that had been made to sharpen it and bring it to a point. Altho rust partly covered the ground parts, it could be seen that rough stone or some other unsatisfactory whetting material had been used.

**Strike With the Knife.**

The knife bent where the blade joined the handle when one of the prisoners drove it against Szemetko's breast. To give a better grip on it a black rag had been wound around the handle for taping.

When the convicts passed thru the jail office the hat of Dr. Shapiro, left on the sheriff's desk, attracted the eye of one of the men, who took it along.

That the men lacked outside co-operation is indicated by the fact that they are known to have sepa-

rated, at least one is said by two different parties who reported to officials, to have left the other two.

Federal officials, representatives of the department of postoffices, the secret service and others, were in Cleveland at the offices of District Attorney Wertz in conference yesterday afternoon to determine a course to be taken in the case. Other officials were said to be on their way to Cleveland and Toledo to take up the course decided upon at the meeting in Cleveland.

Sheriff Taylor was sending his men yesterday afternoon to all parts of the county, where they knew of a single place that would offer rendezvous for the men or shelter for them.

The sheriff was on his way to the county fair when the escape occurred. He was responsible for the policing there and had gone to see how it was being done.

When asked whether he would remove the men whom he considered responsible for the escape, he said he had not yet decided as he felt it was almost impossible to get better ones in spite of their errors.

"And then a man who has once made a mistake is more likely to be on guard than one who has never been in such a situation before, if they are of equal ability," he declared.

Federal Judge John M. Killits, who heard the trial of the prisoners and ten others on charges of conspiracy in the postoffice robbery, is confined to his bed by illness and efforts to get a statement from him last night were unavailing.

Other prisoners held at the county jail either convicted or awaiting trial in connection with the postoffice robbery are: Jimmy Feese, Harry Thrush, Rev. Anthony Gorek, Charles Foote, Emma Marvin, Wanda Urbaytis, Edwin Zellick, Pearl Sommers, Helen Furrier, Peter Bourquin and Harry Palmer.

**Police Get the Call.**

A report that a Ford car had been abandoned on a road a few miles in the country east of the city brought more hope, but when it was investigated it was found to be a car stolen and taken there for further vandalism which took the form of demounting all the lightly transportable parts.

The call for police aid reached headquarters at five minutes after 1 o'clock.

The fact that a long list of reserves had been called to headquarters to meet emergencies which might arise at the numerous picnics taking place as part of the Labor Day schedule of various organizations and factions accounts for the presence there of nine police cars and a large number of officers.

It was not more than a minute after the call for help came until the vanguard of the police cars was on its way to the county jail, but too late.

February 25—Judge John M. Killits admits matter of fixing bail for federal court. Charles Schultz arrested here and held for investigation.

February 26—Bank note stolen from postoffice appears in National Bank of Commerce. It was of \$20 denomination. Bonds of Urbaytis boys and Culbert raised to \$175,000 by Judge Killits.

March 2—Two men arrested in New York have in their possession \$10,000 of the loot stolen at the postoffice.

March 3—Two additional arrests made at New York in connection with theft.

March 4—Liberty bonds valued at \$33,000 recovered at New York. They were a part of the Toledo plunder.

March 6—From Waukegan, Ill. came word that a machine bearing a license tag issued here to Wanda Urbaytis had been seized.

March 7—The Urbaytis girl's sport automobile is found in Toledo, but the license tag is missing.

March 9—Washington street bartender arrested here when trying to dispose of one of the Liberty bonds stolen at the postoffice. Liberty bonds valued at \$16,000 are uncovered by officials at New York.

March 11—Albert W. Beseske arrested and held for suspicion.

March 19—Eighteen indicted by federal grand jury—five for robbery and 13 as conspirators.

March 25—Wanda Urbaytis arrested at Chicago by postoffice inspectors.

March 26—Two additional feminine arrests made at Chicago in connection with the case.

April 2—Bond for Wanda Urbaytis fixed at \$25,000. Enters plea of "not guilty" to conspiracy charge before Judge Killits.

April 16—Jimmy Feese, taxi driver, and Harry Thrush arrested and held for investigation. Charles Schultz taken from county jail to Scotch hotel, where he went into conference with Stuart Bolin, the government prosecutor.

June 25—Eleven convicted by federal jury for their alleged part in the robbery. They were: Joe Urbaytis, George Lewis, alias George Rogers; Jimmy Sansone, Charles Schultz, Wanda Urbaytis, Helen Furrier, Emma Marvin, Pearl Sommers, Harry Thrush, Walter Foote, Edward Zellick.

September 5—Joe Urbaytis, Charles Schultz and George Lewis alias George Rogers, escape from Lucas county jail.

While thousands gathered around the county jail on Monday afternoon, shortly after the sensational dash to freedom of three desperate bandits, Joe Urbaytis, George Lewis and Charles Schultz, and gaped at the iron bars and gasped in undertones, a girl's voice, singing highly and happily floated out of an ominous steel-barred window on the second floor.

It was Wanda Urbaytis, the song-bird of the women's ward. Not for many weeks has Wanda sung in the way she warbled an old love song from her cell cot yesterday for Wanda's brother had just made a successful dash for the "outside." She sang as her heart were brimming with exultation at her brother's escape from the iron grasp of the law even tho she was left behind with a void of countless days and nights in an iron ribbed cell before her.

Joe, her brother, convicted bandit, outlaw and robber, was free. So as the girl sang perhaps she had visions of that brother and his confederates returning for her that she might also taste the sweetness of liberty. But if Joe returns, authorities vow, it will be as a prisoner once more.

As night closed down and the incandescents flickered and shone like beacons leading the mariner to a safe port, the crowd increased and automobiles crawled slowly along the streets surrounding the jail. A general hubbub of undertone whippers among the crowd suddenly ceased. Like the song sparrow trebling its final offering of the night the young woman's voice, modulated and impressive, once more was borne out upon the night air from that barred and ominously cold and forbidding window. No longer was the heart behind those bars downcast.

Within a few minutes after the escape thousands gathered around the jail and gasped incredulously at the stone structure which was unlightening to their inquisitiveness.

An endless stream of automobiles circled the building until far into the night, their occupants pointing and gesturing. Talk that the trio would return to mete out the justice of the underworld due Jimmy Feese excited some comment—perhaps that is why the crowd persisted in swarming around the big iron gates until late last night.

**A Thumbnailed History  
of Million Dollar  
Postoffice Robbery**

February 17, 1921—Central postoffice robbed at 1:55 a. m.

February 22—Joseph Urbaytis, Frank Urbaytis and Joe Culbert arrested on New York Central train at Elkhart, Ind.

February 23—Police "dragnet" spread for apprehension of Wanda Urbaytis.

February 24—Bonds for Urbaytis boys and Culbert...



# U.S. WILL QUIZ FREMONT; SAW ESCAPE

Federal officers plan to call Charles Redding of Fremont for a questioning on the escape of the three postoffice bandits, Joe Urbaytis, Charles Schultz and George Rogers, from the County Jail on Labor Day.

Redding and Russ Stevens, also of Fremont, were among the first to see the men leave the jail yard and rush away.

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Redding said that his party was driving by the jail on Ontario-st. when he saw a man running and another inside the yard.

The man inside the fence crawled over and the two attempted to start a Franklin car parked along the street.

According to Redding his suspicions were not aroused until he saw a third man running along the street.

Redding and his party then saw the men hold up a Ford, two of them getting in and driving away. What became of the third man, Redding couldn't tell.

Witnesses have been summoned for the grand jury investigation which started on Sept. 13. A.C.I. will be sent out next week.

## \$5000 REWARD FOR FUGITIVES

BLADE  
Government Calls 40 as  
Veniremen for P. O.  
Robbery Trial.

A reward of \$5,000 will be paid by the United States government for the capture of Joseph Urbaytis, Charles Schultz or George Rogers, who escaped from the county jail Monday, postoffice inspectors announced Saturday.

Despite the escape of three principals, 40 additional petit jurors were called Saturday to report to Judge Killits October 5 when the postoffice robbery trial is scheduled to begin.

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Judge Killits is planning to begin work on the criminal docket October 5 and the postoffice cases are first up. At the present time only one of the bandits who took part in the \$1,000,000 mail raid is in jail.

He is James Sansone, alias Mike Scolla who was found guilty with Urbaytis, Schultz, Rogers and several others on the charge of conspiracy. None of the defendants convicted on the conspiracy charge has been sentenced.

James Colson and Eddie O'Brien, who took part in the postal robbery with Schultz, Urbaytis, Rogers and Sansone, have never been captured.

It was reported Saturday that a relative of one of the escaped bandits attempted to purchase a boat and it was suggested that the fugitives might be planning a flight to Canada across the lake.

Bertillon measurements were taken Friday of Sam Zimmerman and Andrew Szemetko, discharged deputy sheriffs who were in charge of the jail at the time of the escape. Postoffice inspectors are making an investigation of the escape.

The following jurors will be called to make up the additional panel in federal court October 5:

- D. H. Avery, Bowling Green, O.; Arthur Baker, Delta; J. L. Bonn, Sandusky; James R. Burnison, Kenton; Harry Clark, Paulding; M. E. Collins, Hamler; Marion Crisman, Delta; George H. Ferris, Hicksville; George Fruchey, Oakwood; Cliff Gnagi, St. Johns; Joseph Gleason, Boughtenville; N. F. Greenslade, Bellevue; Daniel Harpster, West Vairo; Charles A. Hochendale, Fremont; Lemuel C. Her, Findlay; A. H. Jackson, Fremont; Raymond Mallow, Kenton; W. H. Miller, Greenwich; Nathan Myers, Marion; George Mylander, Oak Harbor; Joseph L. Newton, Postoria; C. P. Palmer, Continental; Perry T. Perrin, Green Springs; Harlan L. Poole, Edgerton; Edward F. Rieger, Sandusky; Frank C. Roelle, Upper Sandusky; George Sauer, Plymouth; Willis A. Snyder, Defiance; R. H. Watson, Tiffin; P. M. Weisman, Van Wert; Sol Welsenthal, Lima; Guy Wilson, Hicksville; Philip Ziss,

## JAIL DELIVERY PROBE HALTED

U. S. Investigator Called  
Away -- Grand Jurors  
Meet Sept. 18

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Federal investigation of the escape from the county jail of Joseph Urbaytis, Charles Schultz and George Rogers, postoffice bandits, was interrupted Monday as Gerard Pilliod, assistant district attorney, was called to Cleveland to go into conference with District Attorney Wertz.

Postoffice inspectors received word that Stuart Bolin, special prosecutor of the postoffice cases, will arrive in Toledo Monday. Bolin is motoring here from New York. On his arrival it is expected that he will inquire into the escape of the mail bandits and assist in tracing them.

Subpoenas were issued Monday in the United States marshal's office for following members of the grand jury to convene Sept. 19 to begin an investigation of the delivery: H. L. Minelinc, Port Clinton; S. J. Hill, Fremont; L. J. Gallman, Mendon; James Hesser, Genoa; S. P. Louys, Stryker; H. Waggoner, Lindsey; F. J. Douer, Haskins; Leroy Guyton, Alger; H. W. Bairdon, New Bremen; W. S. Gehreit, Deshler; Dennis Galvin, Van Wert; Zeno Miller, Sherwood; E. J. Wehrly, Toledo; E. T. Collins, Toledo (foreman); W. C. Gray, Clyde; F. R. Mason, Columbus Grove; H. L. Crawfis, Ottawa.

## PUTS UP NO FIGHT; FIND NO TRACE OF URBAYTIS, ROGERS

NEWS-BEE

Charles (Splitlin) Schultz, who with Joe Urbaytis and George Rogers, was captured by Toledo detectives and police on Monday.

Schultz was captured in a cottage near Crissey, 15 miles west of Toledo. Urbaytis and Rogers were not found.

Schultz was hiding in an attic and made no attempt to fight. He was unarmed.

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Police refuse to divulge the exact location of the cottage in which Schultz was hiding.

Schultz smiled when detectives took his fingerprints at police headquarters.

"Luck was against you, wasn't it?" he was asked.

"Yes, but if you had what I have against me you'd do the same thing," Schultz replied. "And believe me I'll try it again if I get the chance."

When Schultz was about to be booked at Central Police Station, a turnkey asked what charge he was to place against the man.

Schultz removed his hat and flippantly suggested that it be "on suspicion."

He was booked on a charge of breaking jail.

Detectives said they heard that on Friday night he went to the house in which he was captured, in women's clothes, and asked a night's lodging.

Police Inspector Joseph Delehaunty, who is acting as chief in the absence of Chief Herbert, on Monday morning received a tip from a man as to the whereabouts of Schultz.

A score of detectives, acting under "sealed orders," took up the hunt. The man hunters were armed with shotguns and rifles. Their chase led them toward Crissey.

## Urbaytis Has \$5,000 Comin' to Him, Yes-- But Will Joe Come?

TIMES SEP 14 1921  
SUIT BROUGHT BY JOE ON CHARGE  
OF FALSE ARREST SOON TO  
BE CALLED.

Page Joe Urbaytis!  
You'd better come back home, Joe, and come back right away if you intend trying to get that five thousand blood money you are after from Detective John Hovey, Policeman "Spike" Hennessy and Ed Ayers, or else you will lose the suit by default.

If by any chance you should happen to read this, Joe, and no doubt you will—that \$5,000 suit for false arrest you filed in common pleas court against the above named cops is scheduled to come up in court this term and you'd better be on hand to tell the court how Johnnie Hovey yanked you off that street car when you were "robin' home" on the night of November 5, 1919, and forced you to submit to an automobile ride to the city jug in the custody of Spike and Ed.

You don't forget the "rank injustice" of that incarceration in the lockup on a "suspicious person" charge, do you Joe. Think of the disgrace! Are yuh going to let the case be marked off the docket without a word from you, Joe?

Ed Ayers, as perhaps you know, is not on the "force" any more. But Hovey and Hennessy still are, and no doubt, are confident you won't show up when the case is called, and Joe—perhaps you can use that five thousand pretty neatly if you can "beat" the case.

U. S. Begins Gruelling.  
Schultz was given a grilling Tuesday by postoffice inspectors who sought to obtain from the captured fugitive information which may lead to the apprehension of Urbaytis and Rogers.  
Schultz expressed a desire to see Stuart Bolin, special prosecutor of the postoffice cases, and begin "stretch."  
Schultz is under careful guard and will have a cell all to himself.  
The captured bandit is now awaiting trial on the charge of robbing the postoffice which trial is scheduled to begin Oct. 5 in federal court. He also is awaiting sentence on the charge of conspiracy to rob mails of which he was convicted with ten others June 25.  
It is inferred from statements the police that Schultz is ready to confess his part in the postoffice stick-up.  
"Just let me talk to Bolin," said Monday, "and then I'll come down."  
In his story of the jail break said that Urbaytis and Rogers did not help him in his fight with Szemetko and failed to give him assistance after he got outside the jail.  
When captured Schultz decided that he had not seen Urbaytis and Rogers since the day of the break, but the police are inclined to doubt this story.  
The dash for liberty from county jail was all figured out in advance by the three bandits, Schultz declared.  
Schultz said he ran down Sp. busch avenue after getting out of jail and hid in a dark corner of a porch near where detectives were searching for him. From that time on Schultz shifted for himself, seeing food where he could find it, getting some help from his friends he said. Then he went to the house where he was arrested.

## FUGITIVES FRIENDS ARRANGED

# RETREAT

BLADE  
Apartment on Irving St.  
Obtained Aug. 31  
as Part in  
Escape.  
SEP 13 1921

## EVIDENCE OF STAY IN HOUSE DISCOVERED

Police Say Schultz and  
Urbaytis, and Woman  
Lived There  
Three Days.

Detectives and federal authorities were convinced Tuesday that the Labor day jail delivery was premeditated. Positive evidence that advance agents for the Urbaytis band on Aug. 31, five days before the escape, rented a flat at Irving and Warren streets, led to this conclusion.  
The investigators say they have proof that Joe Urbaytis, Charles Schultz and a woman moved into the temporary rendezvous on the night of the holiday flight and remained there until last Friday.  
The flat is on the second floor, and although other tenants live across the hall and also down stairs, none heard the newcomers move out. When the captive Schultz, finally admitted late Monday afternoon that he had hidden in the flat, a squad of city, county and government officers interviewed the woman owner of the flat who resides on West Woodruff avenue.  
She said she received the rent Aug. 31. The authorities later inspected the flat in which were found particles of bacon, watermelon, bread and other food. The landlady said the strangers brought two trunks when they moved into the flat.

Machine Found "Planted."  
Schultz was questioned for an hour Monday evening by Postoffice Inspector Beattie. After the examination the police made another trip to Crissey and found a Ford automobile hidden in a clump of

woods about a mile back of the house in which the bandit was captured. There was no battery in the car. It is believed that the machine was hidden to be used by Schultz in continuing his flight.

The license number of the car, 224699. It was brought to the police station and the records disclose that it belonged to Joseph Jesnowski, 225 Dexter street, who said to be a friend of Joseph Urbaytis.

The arrest of Roy Schultz, 26, 411 Elizabeth street, also follows Charles's conference with the postoffice inspector. It is said that Roy took his brother to the farmhouse in an automobile, and it is on this allegation that the conspiracy charge is based.



**REWARD FOR JOE IS \$5333**

Total rewards for the capture of Joe Urbaytis, convicted post-office bandit, amount to \$5333. Of this amount \$5000 was offered for his capture by the United States government and the remainder was offered by Sheriff Jack Taylor. Taylor announced at the time Urbaytis, Charles Schultz and George Rogers escaped from County Jail that he had offered \$1000 for the return of the three men. The other two were captured some time ago. NEWS BEE



THESE pictures tell the story of the capture of Joe Urbaytis, Toledo postal bandit, and his brother, Frank, at Twentieth and Mead streets late Monday.

The Citizen artist pictured the battle between Joe Urbaytis and Detective Harry Carson to show how Carson knocked Joe over the railing of the outside stairway of the building into the street and how they battled on the pavement for several minutes before Carson subdued the bandit by beating him over the head with the bandit's own pistol.

The street battle came after Joe had fired at Carson but missed. This occurred just after Joe had arisen from the pavement, stunned by his fall. It was then that Carson wounded the bandit.

Joe continued to fight, however, until Carson beat him into submission in the center of the street.

The bandit crowd was occupying the apartment in the corner at the front of the two story building.

These are photographs of Carson (right) and Detective Palmer Anderson (left). While Carson



JOE URBAYTIS (left) and FRANK URBAYTIS (right)

**HIGH SPOTS IN CAREER OF P. O. BANDIT GANG**

Feb. 17, 1921—Main Postoffice at Fourteenth-st and Madison-av robbed of six pouches of registered and four ordinary mail containing more than \$1,000,000 in bonds and currency.

Feb. 21, 1921—Joe Urbaytis and Joe Culbert arrested at Elkhart, Ind., and brought to Toledo, where Frank Urbaytis, a brother, was arrested; Wanda Urbaytis, known to have left Toledo and believed to have taken part of the loot to Chicago.

Feb. 22, 1921—The three prisoners held in the County Jail under \$35,000 bonds each; search for Wanda Urbaytis under way.

Feb. 23, 1921—Bonds for three men raised to \$100,000 each on order of United States commissioners.

Feb. 24, 1921—Charles (Split-lip) Schultz arrested and bond of Joe raised to \$175,000; Schultz to \$150,000, and Frank to \$130,000.

March 1, 1921—Frank Miller, Eugene N. J., and Joseph Fisher arrested in New York City as they try to dispose of \$10,000 in stolen Liberty bonds; Art Welsbacher, Gale Rogers, Kenton, Fred Zirman and Frank O'Reilly arrested for investigation.

March 2, 1921—Those now under arrest for being members of the gang: Joe and Frank Urbaytis, Joe Culbert, Charles Schultz, George Collins, J. W. Bechtol, Art Welsbacher, Gale Rogers, Fred Zirman, Frank O'Reilly and Pete Oradovitch, all of Toledo, and Jacob (Lippy) Cohn, Andrew Folz, Joseph Fisher and Frank Miller held in New York.

March 5, 1921—Elmer Rowe arrested at Chicago attempting to dispose of \$40,000 worth of stolen Liberty bonds; James E. Babcock and Mike O'Connor, both of Toledo, arrested at Waukegan, Ill., when they tried to sell auto which bore license number issued to Wanda Urbaytis.

March 8, 1921—Fred and Leo Oveely, Harry Haretos and Abe Ross arrested at Toledo for investigation.

March 9, 1921—Connect Urbaytis gang with men who held up American Express Co. truck on Water-st and with Temperance, Mich., and Strand Theater holdups; Albert W. (Happy) Besesky arrested.

March 13, 1921—Recovery of \$200,000 worth of bonds stolen in robbery announced by postal inspectors in search thru New York, Toledo, Chicago, Detroit and Philadelphia; Edwin Zellich arrested for investigation.

March 18, 1921—Federal grand jury indicts 15 persons under direction of Asst. U. S. Atty. Gerard J. Pilliod. Indictments later prove faulty.

March 21, 1921—Demurrer filed against prosecution under these indictments and action postponed.

March 24, 1921—Wanda Urbaytis arrested in Chicago.

March 31, 1921—Stuart R. Bolin of Columbus appointed special assistant to the attorney general to handle the Toledo postoffice case.

April 15, 1921—Jimmy Feese, who later confessed and was used as a government witness, and Harry Thrush arrested and held under \$100,000 bonds each.

April 20, 1921—George Rogers, Helen Turner, Pearl Sommers, Stella Kafer, Emma Marvin and James Samsone arrested in Detroit.

April 29, 1921—Two indictments against 23 of the alleged members of the gang returned by another federal grand jury after a two-day investigation, those charged with being principals being Joe Urbaytis, Charles Schultz, James Samsone, George Rogers, Walter Foote, James Feese, Harry Thrush, Harry (Slim) Lowe, Clement A. Wasserman, Robert (Baldy) LaBell, James Colson, Eddie O'Brien, Edwin G. Zellich, Joseph Culbert, Charles Furrier, Helen Furrier, Emma Marvin, Stella Kafer, Pearl Sommers, Harry Herwat and George King.

June 25, 1921—Eleven of 13 persons on trial in case convicted by the jury of being members of the bandit gang, those convicted being: Joe Urbaytis, Charles Schultz, James Samsone, George Rogers, Wanda Urbaytis, Harry Thrush, Pearl Sommers, Walter Foote, Edwin Zellich, Emma Marvin and Helen Furrier; those freed were Charles Furrier and wife.

Sept. 5, 1921—Joe Urbaytis, Charles Schultz and George Rogers escape from the Lucas County Jail.

Sept. 8, 1921—Andrew Samecko and Sam Zimmerman, deputy sheriffs who were on duty the day the bandits escaped, dismissed by Sheriff Taylor.

Sept. 9, 1921—Samecko and Zimmerman arrested by federal authorities charged with aiding the prisoners to escape.

Sept. 12, 1921—Schultz captured on farm near Crissey, O.

Oct. 21, 1921—Postoffice bandits sentenced by Federal Judge Killins as follows: Harry Thrush, six and one-half years; Edwin Zellich, 18 months; Emma Marvin, six and one-half years; Pearl Sommers, four years and four days; Walter Foote, five years and three days; Sadie Helen Furrier, five years and nine months.

Dec. 20, 1921—Rogers captured at Talos Park, Chivago.

Dec. 23, 1921—Rogers sentenced to 67 years in the penitentiary at Moundsville, W. Va.

November, 1922—Samecko and Zimmerman convicted of charges and appeal. Case still pending before Appellate Court at Cincinnati.

June, 1923—James Colson and Ed-

**PRINCIPALS IN MONDAY'S BANDIT COUP**



**Pate Has Double Cause To Celebrate Now**

"Well, with Joe Urbaytis under arrest I can at least celebrate my birthday today with some degree of satisfaction," George Pate, postoffice inspector who had worked on the case, said on Tuesday.

"How old am I? Well, it is in the sixties and I haven't begun to feel my age yet," Pate added.



ERNEST A. RICE (left) and PALMER C. ANDERSON (right)

**BANDIT LEADER AT 23 YEARS**

Joe Urbaytis was considered one of the most successful hold-up men in the profession. He was only 23 when he was arrested as being the ringleader of the postoffice bandit gang. This would make his present age 26.

Joe showed a News-Bee representative the figure 23 marked on the wall of his cell in the County Jail here when

**GAVE WARNING HE WOULD SHOOT**

"I never carried a gun in my life, but from now on they will have to shoot to kill in order to capture me," Joe Urbaytis is reported to have said following his sensational jail break here on Labor Day, 1921.

Both federal and police officers combined in classifying Urbaytis as one of the cleanest living crooks in the profession. Urbaytis was arrested scores of times before he was

Ed O'Brien tried on charge, convicted and sentenced to 30 years in Atlanta Prison. May 3, 1924—Joe Urbaytis and another Frank captured at Columbus.

# JOE URBAYTIS DENIES DRESSING AS WOMAN; TELLS OF HIS TRAVELS

## SCOFFS GREET DISGUISE STORY RELATED HERE

Fugitive From Justice Scouts Mustache, Too, as Masquerade From Police.

## "CAMERA-EYE" SLEUTHS DIDN'T RECOGNIZE HIM

Once Away From Toledo, He Never Stopped Off While Passing Through City.

Columbus, May 6—Scoffing at the idea that he ever masqueraded in women's attire or that he even affected a mustache for the purposes of disguise, Joe Urbaytis reclined in his hospital bed here Tuesday morning and reminiscently detailed the furtive itinerary that followed his escape from the Lucas county jail on Labor Day in 1921.

Joe's recollections indicated that he has no illusions about the so-called camera eyes which a great many detectives are supposed to possess. He said that he walked about the streets of various cities, but failed to encounter any of the sleuths seeking him and the reward that was offered for his capture.

Had Long Wait. "After escaping from the jail," Urbaytis recounted, "I hurried to the building occupied by the Eastern Dry Cleaning Co. in Ontario street between Orange and Cherry streets. I ran around to the back and then up to the second story porch where I sat from 1:10 P. M. until 3:10 P. M. and believe me, that was a long wait. I was all alone and waiting for darkness to come.

"Finally, when I felt that I could safely hit the street again, I cut over Woodruff avenue to the West End and kept right on going until I reached the railroad yards where I jumped on a freight train.

"I had no idea where that train was taking me but I landed in Jackson, Mich., where I remained three weeks. Next I went to Kalamazoo, later to Chicago and finally went East, visiting New York and Boston.

Passed Through Here. "Since I 'lammed' on that holiday afternoon, I have passed through Toledo a score of times but I didn't drop off. I could see the Second National bank, the other tall buildings and the river and I wondered what a lot of my friends were thinking about me.

"Some day when I'm back in the county jail in Toledo and all of us have more time to talk I'll tell you about my experiences. Some of them have been funny but a lot of them weren't so funny."

## Police Guard Roads for Urbaytis' Auto

Joe Urbaytis' elaborate automobile, occupied by three men, the companions of Frank and Joe Urbaytis who escaped the Columbus police Monday, is headed toward Toledo.

This word was telegraphed Tuesday morning from the police chief in Columbus to Police Chief Jennings here.

The Columbus chief asked Jennings to attempt to head off the machine and capture the three men.

City police cars are stationed on all roads leading into Toledo. The Columbus chief, in urging the arrest of the three men, explained that every possible step is being taken to prevent a repetition of the Labor day escape of Joe Urbaytis from the Lucas county jail.

Principals in Hunt



JOE URBAYTIS.



FRANK URBAYTIS.



Chester Frenoziewicz

## URBAYTIS KIN ASK FAIR DEAL

Newspapermen Hear Plea From Family Seeking Press Courtesy

# The Tasselle & Koch

Bring your furs to the Fur Shop or phone us to call for the

\$2 minimum charge for a coat  
\$1 minimum charge for small furs  
Valuation over \$65 at 3% of the value

## HOSPITAL WARD IS GUARDED BY ARMED POLICE

Mother and Two Sisters in Columbus Attempt to Visit Notorious Postoffice Bandit

## FIERCE GUN FIGHT MARKED HIS CAPTURE BY DETECTIVE

Prosecutor Stuart Bolin Meets the Robber; Frank Urbaytis and 2 Women Also Held

BY RALPH PHELPS, of the Blade Staff.

Columbus, May 6—Although Joe Urbaytis, subjected to surgical care, must remain in a hospital here at least two weeks before he can be removed to Toledo, steps were already being taken Tuesday to turn his brother, Frank Urbaytis, over to Lucas county authorities.

George Pate, Toledo postoffice inspector, has arrived in Columbus to determine the legal status and physical condition of Joe, who was shot in the abdomen late Monday while attempting to escape from a city detective.

Sheriff Taylor came here Tuesday for permission to return Frank to Toledo. Frank is wanted on the charge of robbery, having jumped his bond three years ago when he was about to be tried the second time in connection with the Holland Bread Co. payroll theft. The jury disagreed at the first trial. Urbaytis walked out of the courtroom while the jury was being selected for his second trial.

### Two Women Held

Mrs. Urbaytis, the captive mother, and her daughters, Marian Urbaytis and Mrs. Helen Sheets, arrived here and are awaiting permission to see the boys.

"Joe is very weak, but his condition is fair," they were told.

Aware that three of the Urbaytis brothers' pals are at liberty in Columbus and perhaps awaiting an opportunity to liberate Joe or Frank, the bond jumper, heavy guard is being kept around the White Cross hospital which shelters the wounded bandit.

Two women companions of the Urbaytis brothers are locked up for investigation. One insists she is Frank's wife.

### Heavy Guard in Hospital.

Joe occupies a room on one of the upper floors of the hospital. Policemen C. E. Lehman and Joseph Rapp, crack shots of the department, patrol the corridors, frequently peering into the wounded Toledoan's room to reassure themselves that he is still there.

No one is permitted to enter the institution except newspaper reporters, Stuart Bolin, special prosecutor, and policemen. Even the news writers and Prosecutor Bolin experienced difficulty in obtaining admittance.

They were searched for weapons and had to produce credentials before being led to the hospital.

probably before he can be removed to Toledo for sentence.

### Never Sentenced.

Urbaytis has never been sentenced for his participation in the Toledo postoffice robbery. His companions are serving terms ranging from 30 years to 67 years, but Joe escaped from the county jail in Toledo before Federal Judge Kilgus sentenced him.

A series of safe cracking jobs in Columbus recently indirectly led to the apprehension of the Urbaytis brothers. Each Saturday for three weeks there has been a crime of this

Continued on Page Ten, Fourth Col.

## URBAYTIS TAKEN ON TIP OF P A L

Clues, Guesses, Theories Had Failed in Pursuit of Postal Bandit.

After word was flashed across the state wire late Monday that Joe Urbaytis, fugitive extraordinary, and his brother, Frank, had been captured in Columbus, the first question that arose in the minds of law abiding citizens and obscure denizens of society's pit, was "how did he happen to be caught?"

Sleuths who imagined they were schooled in tracking desperate criminals had nothing to say

## URBAYTIS KIN ASK FAIR DEAL

Continued From First Page.

playing her up every time something new happens." "No," he added, "we don't know anything about Joe's movements before this thing came up. We heard that he was in Toledo and Detroit and other spots, but that's only what the police said in the papers and we certainly didn't know that Frank was with Joe."

Asks Decent Break.

"Give us a decent break in the papers," requested Sheets. "Don't take everybody's word for the things. I suppose it's natural for police to say all kinds of things about Joe and Frank, but remember there are two sides to every story."

"The reporters and the copper and even the judge know that Frank took a 'bum rap' on that Holland Bread Co. deal, and if he's innocent on that, then he has some consideration coming. You know how you would feel if you had been accused of something you hadn't done?"

Sheets advanced to the door. "So long," he exclaimed. "There's nothing you can say about Joe's mother. She's all broken up and worried. Just put your own mouth in her place. Give us a square shake."

character here and detectives believed the work was being done by visiting cracksmen.

Detective Harry Carson arrested Chester Frank a week ago as a suspect in the burglaries. Although he refused to confess, he made statements that led Carson to believe an investigation of a rooming house at 179 1/2 North Twentieth street would not be amiss.

Detectives Carson, Anderson, Shellenbarger and Rice went to the address Monday afternoon. All but Carson hid. The latter, posing as a building inspector, obtained admittance. He learned from the landlady that a family named "Shea" was living there.

Margaret Shea, identified as being Mrs. Frank Urbaytis, was taken by Shellenbarger and Rice to police headquarters, Carson and Anderson sitting in a room awaiting developments did not have long to wait.

A short time later Louise O'Donaid, said to be Joe's woman companion, entered. She, too, was placed under arrest. As the officers prepared to take her away, Frank Urbaytis arrived. He was taken into custody.

Frank was sullen and would not talk. Believing that he did not intend giving any trouble, the officers lessened their vigilance. In an instant Frank was out of the room and dashing down the stairs.

Detective Anderson was close behind. As Frank ran down the stairs, he met Joe coming up. Carson gave battle to the postoffice bandit. Joe did not hesitate to enter into the fracas. Carson sent a left hook to the jaw as the bandit closed in.

Urbaytis crashed over a rail and fell one flight, alighting upon his shoulders in the street.

As Carson leaped down the stairs, Urbaytis pulled a pistol and fired at him, but the bullet missed the detective. Carson returned the fire and a leaden slug pierced Urbaytis in the back, passing through the bladder.

## NURSES WON BY SMILES OF JOE URBAYTIS

"Irresistible" Is Verdict Given by White-Clad Attendant in Columbus Hospital.

Debonair Joe Urbaytis, with his captivating smile, already has won the hearts of nurses in White Cross hospital, Columbus.

Suspicious of the law and its agents, but open-minded toward the immaculately attired women who minister to his wants, Joe jests at his plight and repeatedly voices concern over the fate of his younger brother, Frank.

"He's so courageous," commented one of the nurses. "And his smile—it's just irresistible."

Joe is no movie type of bandit. He never wore a sweater nor a checkered cap. He never has been addicted to alcohol or tobacco.

Harry Carson, the Columbus detective who shot Urbaytis, said Tuesday that he had no intimation of his captive's identity until a patrol wagon was conveying the brothers from the scene of the pistol fight.

Frank, evidently believing Joe was dying of the wound, grasped the detective, grasped his hand and boy's cheeks.







# HONOR CAPTOR TO TRY URBAYTIS AS P. O. ROBBER

## Columbus Sleuth Praised For Bravery

By DAN PALMER, News-Dee Staff Correspondent.

COLUMBUS, May 8.—There is not much genuine pride to be gained from the fact that one is a criminal convicted of a major crime and facing the prospect of about three-quarters of a century behind prison bars.

But Joe Urbaytis, the Toledo postoffice bandit, lying on a cot in White Cross Hospital here recovering from wounds received in his arrest on Monday, may be pardoned for pride in the acclaim showered on the Columbus police department for its sterling effort.

### PRaise DETECTIVES

Detective Captain McNeal, in a statement read to the members of the department on Wednesday, said: "The arrest of Joe Urbaytis is the most important ever accomplished by the Columbus police and I take great pleasure in commending Officers Carson (he caught Joe), Anderson, Shellenbarger and Rice for the fact and bravery in making it."

And if that were not enough, Joe has the additional comfort in knowing that Police Chief French has recommended that a gold medal of honor, the highest commendation within the gift of the city, be struck off and presented to Detective Carson. The medal will be awarded under a provision of the city ordinance covering such meritorious conduct by a police officer.

### MATCHED BRAVERY

Carson arrested Urbaytis after a hand-to-hand combat in which the officer matched his own bravery with the skill and cunning of one of the country's most notorious bandits.

Inquiry about Carson and in talking with him convinces the average observer that Carson is entitled to all that may be given him in the shape of honor. He is a gentleman in the strict sense, kind, calm, solicitous of one's well being and yet possessed of that quality that tells him where his duty lies.

Carson belongs to the younger school of police officers of which class there are now so many in the Columbus department. He quite broke into the confidence of Mrs. Mary Urbaytis, the mother, and Joe's sister, Marion, after a half hour's talk on Tuesday. They went away carrying the feeling that Carson was on all right, even if

and break into the comparative tranquility of their family life.

### Sentence Of Urbaytis To Be Delayed

Altho Federal Judge John M. Killits will return from Texas on Saturday no disposal of the Joe Urbaytis case is expected for several weeks, according to an announcement by Asst. U. S. Dist. Atty. D. L. Sears on Thursday.

Officials at the White Cross Hospital in Columbus have notified authorities here that Urbaytis will be unable to move for more than a week. Postoffice Inspector George Pate said when he left Toledo on Tuesday no effort would be made to move Urbaytis until he had recovered sufficiently.

Stuart Bolin, who acted as special government prosecutor in the case, will be here when final disposition is made. Urbaytis was convicted here on the indictment which charges him with conspiring with several others in perpetrating the million-dollar postoffice robbery of Feb. 17, 1921. In a separate indictment he is specifically charged with the actual robbery.

### URBAYTIS CASE TO BE DELAYED SOME WEEKS

Final disposition of the case of Joe Urbaytis will be delayed for several weeks according to an announcement by Assistant District Attorney Sears yesterday.

A telegram received from Federal Judge Killits announced that he would return to Toledo Saturday or Monday and the district attorney's office expects him to take immediate steps in preparing to wind up the Urbaytis situation.

"I do not think it likely that Urbaytis will be brought here before he is completely recovered and even then it will probably be some time before he is sentenced," Sears said.

Stuart Bolin, attorney who acted as special prosecutor during the postoffice robber's trial, has resumed charge of the case at Columbus.

Word from Columbus last night was that Urbaytis' condition shows improvement.

### Killits Issues Decision; Joe Never Sentenced for Conspiracy.

Joe Urbaytis will be tried on the charge of robbery in connection with the Toledo postoffice when he is returned to this city from Columbus, where he is recovering from a gunshot wound.

This announcement was made by Federal Judge Killits Saturday. Urbaytis already has been convicted of the charge of conspiracy in connection with the robbery but never has been sentenced. Five men, said to have been his companions in the holdup, are serving long prison terms growing out of the conspiracy charge.

Urbaytis' condition Saturday showed improvement, the White Cross hospital attendants in Columbus said.

An attending physician said that it will be at least three weeks before he can be moved to Toledo. There is a possibility, also, he said that Urbaytis will have to undergo another operation. Two guards remain on duty in the wounded bandit's room in the daytime and the guard is doubled at night.

Arguments were made in the United States circuit court of appeals in Cincinnati Friday afternoon on behalf of Sam Zimmerman and Andrew Sametko, former deputy sheriffs, who were found guilty by a federal court jury and sentenced to serve 21 months for permitting Urbaytis, George Rogers and Charles Schultz, members of the postoffice robbery gang, to escape from the Lucas county jail on Labor day, 1921.

The government's side of the case will be argued before the court at a later date as Special Prosecutor Bolin was called to Akron on other business.

Gerald Lombard, auditor of the Commerce-Guardian Trust and Savings bank; William F. Leutz, former inspector of detectives; William Delahanty, former city detective; William Culver, city detective, and James Pease, government informer, are said to be applicants for rewards growing out of the capture and conviction of the robbery gang.

# JOE URBAYTIS THINKS FIRST OF MOTHER AS HE WRESTLES DEATH

Special to the Blade.

Columbus, O., May 15.—Contented swans glided gracefully across the pond in Goodale park here Wednesday noon. Carefree students from a neighboring school enjoyed the recess hour loitering on the green and gazing up at the spring sun.

Opposite the park, in White Cross hospital, writhed Joe Urbaytis, cadaverous, pain-ridden and despondent.

"Where's my mother?" he complained. "They said she'd be down here this morning, but I figure they wouldn't let her in. That's a fine deal."

Stuart Bolin, special prosecutor in charge of the government's case against the wounded captive, reassured him that if Mrs. Urbaytis had been excluded from the building it was due entirely to a misunderstanding and that he personally would see that it was rectified.

### Joe Is Reassured.

"She's your mother and there's no reason why she shouldn't see you," he declared. "I'll send word to her."

Once pre-eminent in Toledo banditry, but now emaciated and barely able to extend a thin, trembling hand toward a package of 25-cent cigars on the table at his left, Urbaytis closed his eyes.

"I'm sick," he said.

The sunlight flooding the window casement touched his bed. Perhaps he visioned lake freighters sailing into Toledo harbor; shoppers, office workers and theatergoers sweeping across Adams and St. Clair streets; laughing children playing in Dexter street, or the Lagrange car discharging loads of tired workers out in Joe's old neighborhood.

"I'd like to give you a good story," he suddenly apologized to a reporter. "But I can't today. I'm sick."

### Try It Yourself, His Advice.

He clawed at the covers and screwed up his stubbled face.

Then evidently eager to indicate that even in his sorest trouble he has retained a touch of humor he laughed:

"Why don't you get yourself a pistol and try a little heavy work? It'll make a good story, anyway."

An operating table bearing a covered form was wheeled down the corridor. Two pig-tailed girls in rustic attire and probably visiting an invalid parent or relative tried vainly to peer into Joe's room.

A guard, hunched near a window,

sampled the contents of an inviting tray placed there by a nurse.

### Scorns His Jello.

Joe already had disposed of his own luncheon and as the remnants were carried away an untouched dish of jello disclosed that he had scorned the delicacy.

"No, I didn't see any Toledo people when I was away," said the prisoner, referring to the period of freedom that followed his escape from the Lucas county jail. "And I didn't want to meet any."

He inquired about several Toledo friends, but declined to discuss Sam Zimmerman and Andy Szmekko, former deputies who are charged with aiding him in the Labor day escape three years ago.

"I'm sick," he said.

### Edge to Disposition.

That Joe's precarious condition is affecting his disposition, nurses and guards agree. He is petulant during the long watches of the night and insists that he should have an individual nurse constantly in his room.

His closely shaven scalp discloses one of the wounds inflicted by his police antagonist here nearly two weeks ago, and his cheeks are hollow. When his strength permits, he consorts short story magazines, one of which was lying open, the title page announcing a romance of adventure and intrigue.

Six weeks must elapse before hospital officials will consider Toledo authorities' requests that he be brought back to Toledo, Prosecutor Bolin was told. Surgeons, none too confident of his condition, speak gravely about his wounds and attendant symptoms.

### Battles With Death.

"He was without doubt a strong man," commented an interne. "But he is only a shadow now. He is not fighting the law this time. He has nature to contend with and if he pulls through he will have won the greatest battle of all—the battle against death, and that by a narrow margin."

And Joe, whose lapses from the social code sent him to White Cross hospital, isn't affecting a pose, nor does he care who knows that he is suffering. The once intrepid bandit, the young man whom the world has branded a desperate malefactor, seems to be chiefly concerned about his mother.

"I'm sick," he says about himself.

### URBAYTIS CLAIMS DIAMOND MISSING

Joe Urbaytis, Toledo postoffice bandit, a patient in the White Cross Hospital, Columbus, has complained to Columbus police that \$58 and a diamond ring valued at \$1500 he had before his arrest on May 5, are missing. Police are investigating Urbaytis' complaint.

According to latest information from Columbus, Urbaytis' condition is improving.

### BOLIN AND KILLITS TO CONFER FRIDAY

Stuart R. Bolin, special government prosecutor, who handled the case against the bandits who held up and robbed a Toledo mail truck of over \$1,000,000 of bonds and currency on Feb. 17, 1921, is expected in Toledo on Friday to confer with Federal Judge Killits relative to the trial of Joe Urbaytis, one of the bandits, recently captured at Columbus.

Some time ago Judge Killits announced that Urbaytis, who is in the White Cross Hospital at Columbus, recovering from a bullet wound, would be held here on an indictment charging the actual robbery of the truck.

### Joe Urbaytis' Mother, Sister to Visit Him

Mrs. Anna Urbaytis, mother of Joe, wounded Toledo postoffice bandit, and Joe's sister, Miss Marian Urbaytis, will leave Toledo Tuesday night having obtained permission from the federal authorities to see Joe.

Miss Urbaytis was permitted to see her brother last Friday for a short time, but the wounded bandit was too weak to talk much.

The condition of Urbaytis on Tuesday was said by the hospital attendants in Columbus to be "fairly good."

# JOE URBAYTIS TELLS STORY OF Defends Sister In First Chapter Of A

By JOE URBAYTIS

As Told To Dan Palmer Of The News-Bee Staff.

I WAS BORN on April 12, 1898, so that I am now 26 years of age. Three years ago, shortly after I had been arrested in the postoffice robbery matter, a News-Bee reporter visited me at the County Jail and in the course of his talk he asked me how old I was.

I pointed to the date which I had written on the wall of the cell. It just happened to be my birthday and I was 23 then. He thought I was much older. Perhaps, when one crowds a great deal into a comparative short life, age does take on a different aspect and is harder to judge.

My father and mother were born in Poland, but they were not married until they came to Pennsylvania. Sometime after their marriage they came to Toledo, where all my brothers and sisters, as well as myself, were born.

I was born in the same place on Lagrange-st where my mother now lives. I went to Parkland School, where

my record for behavior, I guess, was no worse than many of our respected citizens recognized for law-abiding habits.



NEWS-BEE Joe Urbaytis.

MAY 19 1924

THE name of Joe Urbaytis has become almost a tradition in Toledo police history. The many exploits of this bold young bandit in the realm of crime, climaxing in the Toledo postoffice robbery and culminating in his sensational escape from the County Jail on Labor Day, 1921, followed by the long search throught the country and even to the far corners of the world, has given the Urbaytis name a perpetuity that seems destined to stick in the popular mind.

With Joe Urbaytis' capture two weeks ago at Columbus the Toledo crook seems at last to have reached the end of his tether and it was with the idea of getting at least a brief glimpse of his life that The News-Bee sent a reporter to the Columbus hospital, where Urbaytis is slowly recovering from the bullet wound received at his capture.

In the first installment today, Urbaytis tells of his early life, of his first offense against the law at the age of 10 and of his first experience as a safecracker.

Dad died 15 years ago. He had been a shoemaker. In his last years he was in poor health, so that the family could depend very little on his income for support. My mother took in washings. I remember that sister Helen had a bicycle and I used to ride her on the handlebars while we went about the city seeking washings for my mother. We also delivered as well as collected the washings.

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THE first instance of doing a crooked thing which I can remember was when I was 10 years old. It was the first time the law took notice of me, I guess. Some boy friends and I had seen a carton of Mail Pouch tobacco on a dray. We stole the tobacco and hid it in a shed along an alley near my home.

The drayman must have seen us. The police were soon on the job. They picked up my mates and took them to headquarters, where they had to make good some money. My

mother heard that the police bundled me down to the

WANDA was my favorite affectionately. She was thrifty, ambitious and a fortune teller. I would have liked her the trouble she is in a mess.

Wanda is not a criminal in prison (where she was in a conspiracy in the postoffice robbery) a woman to lead an order of officers and other representatives to make good.

I MUST have been 19 years old when a gang that really went to work on the side man who was to watch the safe jobs where safes were

The first job, I recall, was to tip off my mates to do the safe jobs. I soaped and loaded with a blow. It looked like a good job. The fellows were counting the money.

The fellow to light the fuse was heard in the building. Then the fellows saw them dashing out of the building. The gang had lost it.

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Another chapter in Urbaytis' life will be published in the News-Bee.

LAST YEAR AND I

IN the four months the detailed report on the sons were injured heavy objects and while handling subjects. Hand tools and hand trucks and Ten persons were injured they were hurt from them." The abrasive wheels tremendous speed flying to pieces, a dangerous thing in the industry. In Ohio workmen use abrasive wheels

# Urbaytis Tells Of "Punching" Strongbox

By JOE URBAYTIS.

told to Dan Palmer of The News-Bee Staff.

WHERE we knocked off safes outside the business district seldom blanketed the strong box for the explosion, but depended more on a quick getaway in a waiting car. Two or three hundred dollars represents the big haul I ever remember getting with the gang in any one safe job. Most of the safe jobs now being pulled off around Toledo are what is called "punching." The combination is knocked off and hole driven into the center of the door. Often the door will open this way.

If the safe won't yield to this kind of treatment the cracks are chipped up, the soup poured in and the door blown off.

OLD-TIMERS never care much for the punch job. They are so nervous to do the work that soup is their method. It

takes only a minute to grab the loot and run after the explosion which, as a rule, when properly muffled, is never very loud.

Most of my safe jobs were confined to picture houses. Where these safes were small enough we carted them away and opened the doors at our leisure.

On the whole, I never cared much for safe blowing. I preferred to work in the daylight. Payroll stickups were the best bet. A fellow always knew where to find the man with the money and when to find him. We had only to get the lay, or "the mark," as the coppers call it, and wait our time.

MAY 21 1924

THERE has been a lot of talk I notice over the fact that I never carried a gun. I don't know how this got about unless it was the coppers themselves who told it. It is a fact that I seldom carried a gun around Toledo. I knew that the coppers were dead anxious to pick me up and railroad me if they could get any kind of excuse. Perhaps this eagerness

In the first installment of the story of his life, which appeared in The News-Bee yesterday, Joe Urbaytis told of his early years and of the first safe cracking job in which he had a minor part.

In this, the second installment, Urbaytis tells more about the safe blowing game from an intimate recollection. He tells what his attitude is on the subject of daylight stickups in which activity he played an active part. He also clears up another "tradition," that he never carried a gun. He tells why he didn't go armed.

Urbaytis is now in a Columbus hospital recovering from wounds incident to his capture two weeks ago. His series of crimes culminated in his arrest in the Toledo million-dollar postoffice robbery, his conviction, and escape on Labor Day, 1921.

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to land me in jail was due to the fact that I never paid a dime for protection.

It wasn't that I didn't think I needed a gun which caused me to go unarmed, especially in my casual movements about the city. But I knew that if the coppers ever found a gun on me they would have the best excuse in the world for getting me behind the bars and out of the way for a good long stretch. Carrying concealed weapons offers the best possible excuse for handling a man the jolt. The evidence is conclusive and there is short work for the court.

So I never carried a gun for that reason. But I wouldn't say I didn't have one with me when I went out on a job. I wouldn't be foolish.

I HAVE always made an effort to cover up my tracks. Perhaps my failure here in Columbus to do that very thing led to my capture. Some little slipup will always be the fatal error.

In planning a job I endeavored to furnish every protection for myself as well as for my gang. Of

course, every man for himself after the job. I couldn't be responsible for some other fellow's dumbness.

There was a good haul in prospect right near the Valentine building several years ago. It was to be a daylight stickup.

I had it all planned after the holdup that I could run down an alley, get into the City Hall without undue attention and dash up to the office of a certain city official whom I knew.

Once in his office I would have the best alibi possible. I could subpoena him into court and he would be justified in saying that at the time of the robbery or thereabouts I was in his office. But the stickup fell thru as so many do. Why? Because the guy with the money didn't show. He had taken a different route to the bank in the morning.

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The third chapter in the long career of Joe Urbaytis, narrated by himself, will appear tomorrow's News-Bee.

## URBAYTIS CLEARS PAL IN SHOOTING

By JOE URBAYTIS.

As Told to Dan Palmer of The News-Bee Staff.

PETE WISNIEWSKI was my very best pal. Practically since we were little kids we had played together and we had grown up in a spirit of comradeship.

As we stepped out into the safe-cracking and stickup game, Pete and I continued our close relationship. When he died as a result of an accidental shooting on the night of Feb. 6, 1921, in the home of Emma Marvin, 441 Thirteenth-st., it was a stiff blow to me.

I was not with Pete that night, having spent the evening in Happy Meszke's place on Adams-st. I have accepted Charley Schultz's explanation of the shooting and the talk that went around to me the effect that Charley knocked off Pete in a moment of jealousy over some dame, does not interest me at all.

Considering my friendship for Pete you can bet that I would never have rosted until I "got" Charley if I had thought there was anything to the talk. Charley is now in Leavenworth prison serving a 49-year sentence for his connection in the postoffice robbery.

Joe Urbaytis told about his early years, of his first safe-cracking job, of later experience in blowing strong boxes, of the "punching" game, and of the "tradition" about his aversion to carrying a gun, in the first two installments of the story of his life, published in The News-Bee.

In today's News-Bee Urbaytis discusses the shooting of his pal, Peter Wisniewski, and exonerates Charley Schultz of any part in the killing. The police record shows that Wisniewski was shot while in the home of Emma Marvin, 441 Thirteenth-st, on the night of Feb. 6, 1921.

The record shows also that Wisniewski died early next morning in St. Vincent's Hospital. Emma Marvin and Margaret Williams were charged with first degree murder in the killing, but were later freed. The shooting was accepted by the police as accidental. Urbaytis, the Toledo Postoffice bandit, is now in a Columbus hospital, recovering from a bullet wound received when captured following nearly three years of liberty after his sensational escape from the Lucas County Jail.

IT was quite late that night, if I remember right, that Charley rushed into Happy's place and handed me Pete's gun. Charley was all excited, but he told me at once just what happened. Pete had pulled his gun out of his belt and was examining it. When he went to put the rod back into the belt it was accidentally discharged. The bullet entered his abdomen and took a funny course upward and back.

Pete handed his gun to Charley and said:

"You better take this gat and beat it!" Pete walked out with Charley and then collapsed. Charley came to me at once with the gun and explained.

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AFTER Charley had told his story I decided I would go and see Pete. But the night was very dark and getting late. I knew several fellows who would be glad to send a few bullets my way especially if they thought they could get by with it under cover of darkness. So I stuck around Happy's place until daylight and then headed for St. Vincent's Hospital, where I learned they had taken Pete. But my old pal was dead before I arrived.

Don't let anyone tell you that Charley Schultz knocked off Pete. Some of the knowing coppers have wanted it to appear that way. If

I thought for a minute such was the case I never would be here now until I had settled the score.

PETE and I had a good job planned. Some biscuit company there in Toledo, I think it was the Lakeside, was our mark. We had noticed that Detectives Hovey and McCloskey used to follow the man with the payroll as far as the front of the office and then wait until he had got inside before driving off.

Pete and I got into the building and made our way unnoticed to the third floor, where we watched from a window one morning. We were not planning to make the stickup that day. But we were just getting the layout.

We knew that after the man with the payroll got inside the door he still had 45 feet to walk to get up to the offices where there were other employees. We saw Hovey and McCloskey drive up, stop and then drive away. The man was coming in and we could picture him making that 45 feet, where we expected later to nab him.

PETE'S auto was parked nearby. Hovey and McCloskey must have seen it, for in a minute or two they had driven around the block and were coming back.

We didn't want them to see us and thus give away the job we had planned before we had our chance at the \$7800 we knew the payroll man carried, so we beat it down and out a back way, unseen. But later while we were driving on Jefferson-av, Hovey and McCloskey came alongside in their auto and poked sawed-off shotguns in our faces.

They took us to the station but later let us go. The dicks accused us of planning to kill them. That wasn't our intention at all. So another promising stickup fell thru.

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Another installment of the story of Urbaytis' life will appear in tomorrow's News-Bee.

# Urbaytis Describes Narrowest Escape

By JOE URBAYTIS.

As Told To Dan Palmer of The News-Bee Staff.

**PLANNING** is the whole thing in the stickup game. The fellow who doesn't study his job thoroughly seldom gets away with it.

The fact that the paymaster had 45 feet to walk in the biscuit company building was just as important to us as to have our guns well oiled. I never liked to shoot anybody. If the stickup man shoots it isn't that he wants to kill, but that he must protect himself from capture. It is all in the game.

Sometimes I have had narrow squeaks, but never so close a one as in a distant city long before I ever got mixed up in the postoffice robbery case. A holdup had just been pulled off and the smoke of battle had hardly cleared away when along I came by the corner. Wasn't that funny?

**WELL**, anyway the coppers grabbed me off. They loaded me into a patrol wagon and headed

**JOE URBAYTIS** tells today about his most narrow escape, tells when and why he cut-out drink, his acquaintance with Red McGahan, and clears up the story of the Huebner-Toledo Brewery stickup in which cash and checks amounting to \$37,000 were taken. Police records show that the Huebner-Toledo job was on Tuesday, Nov. 27, 1921. Urbaytis ridicules some of the testimony in the Toledo Million-Dollar Postoffice robbery conspiracy trial in Federal Court when he was convicted. And lastly, Urbaytis tells what his lifelong ambition has been. He wanted to be a politician.

Urbaytis is now recovering in a Columbus hospital from a bullet wound received two weeks ago when he was captured after eluding officials for nearly three years. Urbaytis escaped from the Lucas County Jail on Labor Day, 1921.

for the station. It looked bad right there. It wasn't a long ride so my mind had to work quick. Presently we hauled up in front

of the station. A copper stepped out ahead and another pushed me after him. I went so fast I couldn't stop. I just kept right on going and before the coppers could get their breath I was well on my way. I dodged up an alley. Soon the bullets began to sing around me. I darted into another alley and out another one and was soon on a busy street, safe at last. That was a close one. I got out of that town as soon as it was convenient and safe.

**I USED** to drink. It was beer mostly in my kid days. Later on I could stand the strong stuff and I guess I drank my share of booze. It was on May 7, 1915, that I quit drinking. That date has always stood out in my recollection. My heart went bad on me. I decided I had better out out the liquor if I was going to save the heart. Not until after my escape from the County Jail did I start to drink again. Maybe if I hadn't taken to drink I would never have been captured. Who knows?

Some coppers who have been in to see me since I was shot have asked me if I used dope. I say absolutely not. That is one habit

I never acquired.

The reason the coppers asked, they said, was that the nurses noticed the great amount of drug they had to feed me each night to get me to sleep. They said if I hadn't been accustomed to dope, my system never would have absorbed so much of the sleep-producing compound.

I have no explanation to make for this drug absorption. My mind seems to be away ahead of my body right now. I never was so helpless in my life. And I am not used to it. I get very nervous just lying here day after day. I might as well make the most of it.

**I HAVE** been asked if I knew Red McGahan, who was caught not long ago after a long hide-and-seek game with the police. I knew Red, but we never were very chummy. He was a different type. He and all his associates on a job wanted to be boss.

Anyone knows you can't work together that way. I generally took the leadership in our gang. I reasoned things out. If anybody could show me where I was wrong in planning a certain robbery, I was always willing to listen and be shown.

**YOU** will recall the Huebner-Toledo Brewery robbery. A messenger going to the bank was stuck up and robbed of \$37,000 in cash and checks. That was one sample of how too many leaders spoil the game. I had been getting the mark for this job for some time. I watched the messenger and knew where he got on the street car on his way to the bank.

If I remember right, the job was pulled on a Tuesday. Some of the gang I was working with wanted to pull the job that day. I insisted that the best time to make the stickup was the next day, when the messenger would have at least \$42,000 with him. I thought the gang agreed to it. I went down to the corner on the Tuesday morning to get more of a line on the messenger. I noted the grip he carried, where he got on the street car, and just how busy the street was at that hour.

To my surprise, a big machine whirled around the corner and I saw some of the gang in it. The next thing I heard of was that the brewery messenger had been held up and robbed. The coppers came along, saw me in the neighbor-

Turn to Page 2, Col. 1.

Continued From Page One.

hood, and picked me up. They said I had planned that stickup and was around to see how it was carried out.

I had nothing to do with the job. This was proved when a jury in Common Pleas Court, over which Mayor Brough then presided as judge, acquitted me. Had they waited until the next day to pull the job, it might have been different. After that the gang I

worked with did as I said. And there was only one leader.

**I NEVER** have been caught in a stickup. Neither have I ever pleaded guilty in any court. I object to pleading guilty to the robbery charge against me in Federal Court over that Postoffice matter. I have never admitted that I was in that robbery.

I have figured it up, and as close as I can come my various stickup and safeblowing jobs have yielded me about \$48,000.

But I'll tell the world I'm broke now. When I was out after my escape from the Lucas County Jail, I usually carried around \$3500 with me. A fellow needs a lot of cash with him under such circumstances. I've got \$36,000 coming to me if I ever catch the fellow who owes me.

**AFTER** I got out of the jail that Labor Day I first had to climb a high iron fence around the jail grounds. I beat it up Ontario-st to the alley near the

Eastern Dry Cleaning Co., close to Cherry-st. I got around to the back and went upstairs to the porch, where I lay until 9:40 that night.

The coppers were around that place while I lay there. I looked down once thru a crack and saw Detectives Ed Rock and Haaszahl. Once a fellow started up the stairs. But he must have changed his mind. I'm glad he did.

When it was sufficiently dark I came down and went over toward

Canton-st, thru an alley. I picked up an old hat on the way. I got across Canton-st alright and then over to North-st, finally landing on Cherry-st, which I followed, getting to the West Toledo yards of the New York Central. The first freight train that came along I took, and I landed early next morning in Jackson, Mich.

**DURING** the trial and since I have learned many funny things about myself which I did not know before. I had to laugh when the government put a colored

Union Station on the stand during the trial and the old fellow told about my coming down to the station all excited and asking about time of train arrivals. As if I didn't already know when the trains got in.

It isn't generally known but I used to drive a mail truck in Toledo. I worked for a man who had a contract for handling the mails for the postoffice. I made the Union Station day after day so that I knew the arrival and departure of every train in that station. And I knew also when every

important mail came in. The idea of asking a colored porter down at the station when the trains got in! And be all excited about it! That makes me laugh.

**I HAVE** always had a hankering to be a politician. If I had stuck to other ways of living than those which I followed I might have got somewhere in local politics. Maybe I could even now be controlling the votes in my own neighborhood in Toledo.

But I didn't follow politics, as you will notice. I took a different

path. And if I haven't been elected to any office or delivered any votes you must admit that something on the order of torchlight parades have been held in my honor and posters bearing my picture and general characteristics have been scattered everywhere. What's more, I've had my mug in the papers. How the lowly politicians must have envied me.

This concludes the series of stories of the life of Joe Urbaytis as told by himself.

## Joe Urbaytis Shows He's Human When Teeth Cause Sour Face

Joe Urbaytis is human after all. The Toledo postoffice bandit, about whom so many lurid tales have been told because of his success in evading federal agents and police after escaping from the Lucas county jail, proved this Tuesday when five teeth were pulled.

Disguised by a new gray hat and a pair of yellow goggles, Joe was bundled into a closely guarded patrol wagon. The automobile proceeded to the Ohio building and Joe was escorted by three deputy marshals, two detectives and several uniformed policemen to the office

of Dr. Harley Francis, 11th floor. While crowds thronged Madison avenue, attracted by the police, government agents and police vehicle, Joe was showing his guards that he was human after all by screwing up his face into grotesque expressions as he was put under the anaesthetic and grunting as each protesting molar came out.

Even though there was little likelihood of escape, a deputy marshal remained handcuffed on each side while the extraction process was taking place.

After all of the teeth had been extracted and Joe was about to leave, he became nauseated. The handcuffs were removed and he

sank down into a chair. It was several minutes before he could arise. He held out his hands for the cuffs, thanked the attendants for their kindness and departed with his guards.

Urbaytis was taken down the freight elevator and hurried to the police patrol. This vehicle, followed by a police speed car, returned to the Lucas county jail.

Urbaytis has gained weight since he was brought to Toledo and shows no outward effects of the bullet that pierced his abdomen when he was captured last May in Columbus. He was pale from his long confinement and needed a razor. He was able to walk without assistance.

## Jail Is Tough Place To Raise Money

**ALTHO** Joe Urbaytis sees no possible way of earning any money for some time to come, he has agreed to meet his dentist bill of \$15, if possible, federal officials said on Wednesday.

For free dental work federal regulations require that prisoners be taken to dental clinics where the work can be performed as cheaply as possible. Joe's teeth, however, were in bad shape and it was hoped to spare him the greater pain by taking him to a private dentist, where an anaesthetic could be administered.

After the teeth had been pulled and everything thought settled the rules and regulations of Uncle

## URBAYTIS TRIAL TO OPEN ON JAN. 13

Joe Urbaytis nearly escaped the flax of the number "13," but Federal Court officials announced on Tuesday that his trial on the charge of robbing the Toledo Postoffice in February, 1921, will begin next Tuesday, Jan. 13, instead of on Jan. 12, as previously announced.

Attorney W. W. Campbell, retained as counsel by Urbaytis, declared on Tuesday that there is no intention of his client entering a plea of guilty and that Joe will stand trial. It is estimated that the trial will consume two weeks. Dist. Atty. George E. Reed will assist Special Prosecutor Stuart Bolin in conducting the government's case.

The regular jury venire will report to Judge Killits next Tuesday and the trial will get under way

## SURRENDER OF SUSPECT ENDS LONG P. O. HUNT

Anthony Cangiamilla, sought on a secret indictment since Feb. 15, 1924, surrendered in Federal Court on Tuesday to answer charges of complicity in the million-dollar postoffice robbery in February, 1921, and the escape from jail on Labor Day, 1922, of three convicted members of the bandit gang. He furnished bond of \$10,000.

Cangiamilla is specifically charged with aiding in the escape of George Rogers, who was recaptured and who is now serving a 67-year term in Moundsville, W. Va., federal prison. Cangiamilla is said to have been in the San Joaquin valley, California, during the last several months, while federal agents were combing the country for him.

### HAULED WITH BANANAS

Rogers, Joe Urbaytis and Charles Schultz fled from the County Jail and the two holiday turkeys have subsequently been tried. Rogers was supposed to have been hauled out of Toledo, to Fostoria, in a load of hay and bananas thru the aid of Cangiamilla. Rose and Beatrice Cangiamilla also were indicted last February. Rogers was captured on a poultry farm near Chicago shortly afterward.

Schultz surrendered to a posse when his refuge at Crissey, O., was surrounded. Urbaytis was captured in a gun fight with Columbus detectives last May 3 and is now in County Jail recovering from wounds and awaiting trial.

### OTHER CHARGES.

Several other persons were indicted along with Cangiamilla last winter. Besides being charged with aiding in the flight of Rogers, Cangiamilla also is charged with having and concealing loot stolen in the postoffice holdup, and with being an accessory after the fact, thus making him a principal in the robbery, according to Federal Court



## Trial of Urbaytis on Again Tuesday

The trial of Joe Urbaytis on the charge of robbing the Toledo post-office of more than \$1,000,000 in bonds and currency Feb. 17, 1921, will be resumed Tuesday morning in federal court.

Jimmie Feese, who has admitted being one of the gang, and whose testimony is an important factor in the government's case, probably will take the stand for cross-examination. The prosecution still has 43 witnesses to call.

# ROGERS TURNS ON URBAYTIS, TELLS OF P. O. RAID

Convicted Bandit Bares Details of Holdup of Postoffice; Creates Sensation.

DECLARES JOE MAPPED DEAL MONTHS AHEAD

## Pair Watched Mail Truck for Weeks to Be Sure Every Detail Was Perfect.

George Rogers, postoffice bandit and convict, sat in federal court here Tuesday morning, recounted the activities of himself, Joe Urbaytis and the other members of the gang and for the first time since the holdup was committed described the robbery from the viewpoint of an actual participant.

Rogers' confession created a sensation. Serving a 67-year term in the Leavenworth penitentiary, he had been called here by the defense to testify in favor of Urbaytis.

Instead he was placed in the witness chair by Stuart Bolin, special prosecutor, and made a succession of statements damaging to Urbaytis and without parallel in the history of the case. Rogers had pleaded guilty to conspiracy in connection with the \$1,000,000 theft but never took the stand. Silently he went to prison. Jimmie Feese had testified against the robbers, but he hadn't figured actively in the raid.

Rogers testified that on the Saturday previous to the holdup he and Eddie O'Brien and Charles "Splitlip" Schultz sat in their rendezvous at 617 West Delaware avenue and discussed the details of the proposed coup. They met at midnight the Tuesday before the invasion and arranged to go to the Collingwood garage to procure a touring car, he recalled.



—GEO. ROGERS

### Shadowed Truck

The convict declared that Urbaytis and Schultz had kept the mail truck under surveillance for several months and were familiar with its routine. He spoke of the delay and unforeseen circumstances which frustrated the robbery on the night for which it had been planned and declared that the gang repaired to Feese's garage which was opened with a key by Urbaytis.

On Wednesday night they met again, and, after being joined by Schultz who had been drunk the night before, Rogers said, they started out on the second attempt. The witness went into detail on the itinerary and approach to the post-office and reviewed the methods used.

He also discussed the division of the plunder among himself, Urbaytis, Eddie O'Brien, James Sansone, Charles Schultz and James Colson, all of whom figured actively in the foray.

Rogers was ready to testify for the government at the trials of O'Brien and Colson, both now serving 50 years sentences for the robbery, but the government had such a complete case against them that he was not needed, Bolin said.

### Pearl Sommers Testifies

Pearl Sommers, who lived with Rogers in the Delaware avenue dwelling, preceded Rogers on the stand. She told of the various police characters who frequented the apartment. Frank W. K. Tom, state representative who witnessed the holdup, also testified. He was unable to identify Urbaytis positively but said he answered the description of the driver.

## URBAYTIS DENIES PART IN ROBBERY

Prisoner Thinks Turnkey Opened Jail Doors for Escape, He Says.

He said that the night before the robbery he went to the soft drink parlor operated by the Urbaytis family at 2926 Lagrange street at about 11:50, and closed it at 12:30 A. M. He said that he went to his rooms above the place and to bed and did not arise until 10 A. M. the day of the robbery.

Campbell then began questioning him about the escape from the Lucas county jail Labor day, 1921, when he, Charles Schultz and George Rogers fled from that building.

"A man opened all the doors and I just walked out," Urbaytis testified. "I was on the third floor with 65 prisoners. Anybody could have walked out. I didn't know that the doors were to be opened and had no influence over the man who opened them."

In cross-examination Urbaytis said that he could not remember positively who opened the jail doors.

"I think it was one of the turnkeys," he said.

"What was his name?" Bolin asked.

"I don't remember, except that it

was a foreign name."

"Was it Andrew Szemetko?" asked Judge Killits.

"Yes," replied Urbaytis.

Szemetko and Sam Zimmerman were deputy sheriffs when the escape was made. They were convicted in federal court of suffering federal prisoners to escape, but the federal court of appeals remanded the case for a new trial.

"Did you talk to anybody about going with you?" Urbaytis was asked.

Slayer Refused to Flee.

"Yes, I did," replied the witness. "I talked with Arthur Harding. He said that he was innocent and would have a better chance with the court if he stayed." Harding was a colored man, charged with shooting and killing a policeman. He later was convicted of murder and electrocuted in the Ohio penitentiary.

Can't Recall Fight.

Urbaytis, in direct examination, said that the day he was captured was the first time he ever had gone to Columbus to see his brother, Frank.

"I just walked up and knocked at the door," Urbaytis said, in describing his fight with Detective Harry Carson, Columbus, in that city, May 5, 1924, when he was shot and captured. "I looked around and the next thing I knew I was flying through the air and landed in the street. When I woke up I was in the hospital," Urbaytis said that he had no recollection of the fight.

"Did you ever at any time have anything to do, either before, during or after, with the robbery?" Campbell asked him.

Memory Proves Poor.

"I never had anything to do with the robbery either before or after and I hope that God strikes me dead right here if I did," answered Urbaytis.

Urbaytis' memory appeared so poor during the cross-examination and he answered so many questions with "I don't remember," that Bolin accused him of suffering from amnesia.

"I never was a quick thinker, Mr. Bolin, and since my fight in Columbus I have been suffering from awful headaches almost every night," explained the defendant.

Frank Slowinski, 142 Everett street, bartender in the Urbaytis soft drink parlor, and Mrs. Helen Sheets, Urbaytis' sister, testified as the closing defense witnesses. They said Joe was home the night of the robbery.

Rogers Implicates Urbaytis.

The government rested Tuesday afternoon at the conclusion of the cross-examination of one of its principal witnesses, George Rogers, now serving a 67-year term for his part in the robbery.

Rogers denied on cross-examination that he expected any help from the government because he testified for the United States, although subpoenaed by the defense as its witness. He testified that he had lied at the conspiracy trial in 1921, when he said under oath that Urbaytis and Charles Schultz had nothing to do with the robbery.

Rogers, in his direct examination, implicated Urbaytis as a member of the bandit gang. Urbaytis appeared the most unconcerned person in the courtroom, gazing into space most of the time that Rogers testified.

## Joe Urbaytis Gets Job in Tailor Shop

Joe Urbaytis, now in the federal penitentiary in Atlanta, Ga., for his part in the \$1,000,000 postoffice robbery here, is working in the prison tailor shop, making civilian clothes for discharged soldiers.

Thomas Burton, former railroad detective and prohibition officer, serving a sentence at Atlanta, puts in his time leading two blind men around the prison.

The information was brought back to Toledo Monday by Patrolman Jack Kirwin of the police traffic bureau, who escorted several prisoners to Atlanta recently.

# Joe Urbaytis Plots Break Loses Nerve

Toledo Postoffice Thief Weakens With Liberty In Sight When Guards' Guns Bark.

Three Escape Prison

## Saw Outside Window Bars In Atlanta Penitentiary; Trio Still At Large And Hunted By Officers.

With victory over the law in his hands, Joe Urbaytis, Toledo postoffice robber, lost his nerve and refused to make the dash for liberty after engineering a prison break that freed three men from Atlanta prison Tuesday night, prison officials were quoted in American Press dispatches as saying.

It was the bark of guards' rifles that turned Urbaytis back, the dispatches stated.

Urbaytis and Joseph C. Lausen, a 20 year 'termer from Washington, D. C., were declared to have been the "brains" of the plot to escape. Neither made the dash for the outside, although three fled the prison successfully and are at large.

### Turn Back To Cells

The prisoners sawed outside window bars while prison school was in session after the evening meal. They had slipped away from the school group and hid out to saw their way to freedom.

The first three prisoners had gained the outside before discovery and Urbaytis and Lausen were at the window about to slip through, when they heard the guards open fire on their co-conspirators. They halted and turned back to their cells.

Urbaytis is serving a term of 66 years for participation in the robbery of the Toledo postoffice February 17, 1921, when more than \$1,000,000 in money, and other valuables was stolen.

The story of the Urbaytis career in connection with the postoffice robbery was one of the most spectacular chapters in Toledo crime annals. It included a spectacular jail delivery with Urbaytis as the central spectac-



# URBAYTIS ASKS NEW TRIAL

## Attorney Charges Twelve Errors In Appeal

A motion for a new trial for Joe Urbaytis, convicted postoffice bandit, sentenced to 50 years in Atlanta Prison on Thursday by Judge Killits, was filed in Federal Court on Friday by Attorney W. W. Campbell, representing Urbaytis.

Twelve errors by the court are set forth in the petition filed by Campbell.

Campbell charges that the court erred in overruling motions for the defense and in not bringing back Eddie O'Brien, James Colson, Charles Schultz and Mike Scolla, all serving terms in prisons for participation in the robbery, to testify in Urbaytis' behalf.

**SAYS INSTRUCTIONS IMPROPER**  
The court further erred, the petition charges, in refusing to direct a

### JOE'S SENTENCES TOTAL 274 YEARS

Joe Urbaytis received a total sentence of 274 years in Atlanta Prison. One sentence of 14 years for conspiracy, one of 10 years for robbery, and five of 25 years for robbery were ordered served concurrently. The sentences on five other counts for robbery of 25 years each also were ordered served concurrently, the second 25 years to begin at the expiration of the first 25 years.

verdict of not guilty and in improperly instructing the jury to the defendant's prejudice.

Another error made by the court, it is claimed, was in refusing a motion of defense counsel that the government elect on which of the 11 charges in the indictment the government was going to proceed.

In conclusion the petition asserts that the verdict was not sustained by the evidence.

### SQUARE SHAKE, SAYS JOE.

If the motion for a new trial in Federal Court is refused, Campbell said on Friday, the case would be taken to the Circuit Court of Appeals at Cincinnati.

Urbaytis' only comment after Judge Killits had sentenced him to 50 years for participation in the million-dollar postoffice robbery here was: "Well, I guess I got a square shake."

The jury deliberated only one hour on Thursday, reaching a verdict about 2 p. m. Perry Geer of Delta, O., was foreman.

Joe received the verdict calmly. His face was expressionless. The court asked him if he had anything to say why sentence should not be imposed.

"Nothing, your honor, only that I am innocent of the charge," was Joe's reply.

"The jury did not believe that and surely the Court does not," the judge said.

### MOTHER IS ABSENT.

Joe then turned to his sister, Marian, who was weeping, as he left the courtroom and bade her goodbye. A brother, Chester, stared steadily at the court clerk's desk. Joe's mother, who had remained in the courtroom all during the trial weeping intermittently, was not present when the jury returned the verdict. Urbaytis likely will be taken to Atlanta within the next two or three days.

Sentences of two years each on the seven counts in a conspiracy indictment were given Urbaytis before the jury returned its verdict in the robbery trial. Urbaytis had been convicted on the conspiracy case in the trial in Federal Court in June, 1921. He escaped from the County Jail on Labor Day, 1921, while he was awaiting sentence in that case and trial on the indictment.

### COUNTS DEFINED.

The robbery indictment contained 11 counts. The first count, Judge Killits explained, was the charge of attacking a guardian of the mails. On this count Joe was sentenced to 10 years. Counts 2, 3, 4, 5 and 6 were charges of robbing the mails of six mail pouches. Joe was sentenced to 25 years on each of these counts. The 10 years on the first count and the 25 years' sentences on the succeeding five counts will be served concurrently with the 14 year sentence on the conspiracy charge, making a total of actual service of only 25 years.

On the remaining counts in the indictment, 7, 8, 9, 10 and 11, Joe was sentenced to 25 years each. However, the sentences in these cases will be served concurrently. Service will not begin, however, until Joe has served the first 25 years. This makes a total of 50 years to be served.

### PENALTIES FIXED.

Joe's aggregate total of years, if he had to serve all the sentences consecutively, would be 274 years. These sentences in the robbery case of 10 years and 25 years each are fixed by law and can only be cut down when the sentences are ordered served concurrently.

Judge Killits complimented the jurors for the verdict and commented on the importance of the verdict in redeeming the "bad" reputation Toledo has thruout the country. The judge said in part:

### NEED MORE CONVICTIONS.

"Ladies and gentlemen, you do not realize the importance of your verdict. The importance in the conviction is because the evidence warranted it. We do not get as numerous convictions as we should. We need more functioning of citizens as a reprisal against criminals. The verdict in this case is very important to many people in Toledo, who are disgusted with conditions in this community.

"This silly tendency of certain members of our community to make Urbaytis a hero is wrong. He is nothing more than a common criminal who has been adorned with a counterfeit crown of heroism.

"This man was not the courageous bandit that someone has striven to make him, but he is a common thief. I hope that the lesson sinks home."

Judge Killits took occasion to say: "I feel kindly to George Rogers, altho this Court gave him just what he deserved. I feel kindly toward him because he did a public duty in his exposure of Urbaytis."

Because Urbaytis escaped County Jail and was at liberty for nearly three years and was long incapacitated thru bullet wounds received at his capture, he dodged the sentence of the court on the conspiracy conviction until the present time.

# Here Are Terms Bandits Received

All six participants in the \$1,000,000 postoffice robbery of Feb. 17, 1921, for which Urbaytis has been convicted and sentenced to 50 years in Atlanta Prison, are serving terms in federal prisons for their part in the robbery. The participants and terms follow:

- George Rogers, 67 years. Started service at Moundsville (W. Va.) Prison and then transferred to Fort Leavenworth.
- Charles Schultz, 42 years, Fort Leavenworth.
- Mike Scolla, 39 years, Fort Leavenworth.
- James Colson, 50 years, Atlanta.
- Eddie O'Brien, 50 years, Atlanta.

## Denova Appeal Will Be Heard On Feb. 4

Hearing before the Circuit Court of Appeals at Chicago in the case of James and Charles Denova on removal proceedings to Toledo, where the men will face charges of concealing members of the bandit gang following the \$1,000,000 postoffice robbery here Feb. 17, 1921, has been set for Feb. 4.

Stuart Bolin, special government prosecutor, will represent the government.

The Denovas were indicted with 18 other persons last spring on charges of concealing bonds and participants in the robbery. Removal proceedings have been fought thru the Federal Court there, where the government was given the verdict.

Attorneys for the Denovas filed writs of habeas corpus. The outcome of this hearing before the Circuit Court will decide the time for trial of the other defendants here.

## URBAYTIS STARTS TRIP TO PRISON AT ATLANTA

In the shadow of the eclipse Saturday morning while nearly all Toledo was gazing skyward thru smoked glasses, Joe Urbaytis, convicted postoffice bandit was secretly removed from the county jail and taken to the Union depot, where he entrained for the Atlanta federal prison with a corps of officers to start a 50-year sentence.

Joe was found guilty of participating in the \$1,000,000 postal robbery here February 17, 1921, by a jury in federal court Thursday. Following his sentence the exact time of his removal from the jail to the federal prison was kept secret.

Then yesterday, unexpectedly, Joe was ordered to gather his few belongings together. He was not told why.

Shortly before 9 Deputy United States Marshal Cass and Guard Hunt called at the county jail and, with the aid of a police guard, removed the bandit to the depot.

Few persons about the jail noticed Joe in his departure. As the police machines swept thru the downtown streets, stationward, still fewer persons deserted their smoked glasses to look at Joe.

In the Union depot the bandit and his guard rushed thru the waiting room, over the platform and onto the train, attracting little attention.

No one was allowed to see Joe or his guards on the train as it pulled out of the station. Police detectives in a speed car patrolled about the station until the train was in motion.

With Joe on his trip to Atlanta was John Thomas, who will serve a term there for selling liquor to minors in this city. Joe didn't speak to his handcuffed traveling companion or to his guards.

He was rather dapperly dressed, wearing a gray overcoat and soft gray hat of the "Prince of Wales" style. He seemed to take no interest in the trip and the smile which he has always been noted for was not noticeable.

Urbaytis' counsel has filed a motion for new trial. If it is overruled the case will be carried to a higher court, but during all this time Joe will be doing his half century stay in Atlanta.

# TAKE URBAYTIS TO U. S. PRISON

## Secrecy Shrouds Removal Of Postoffice Bandit

### JOE DISCONSOLATE

## Sudden Notice Of Trip Is Unnerving

Joe Urbaytis is "headin' south." Despite efforts at secrecy which prevailed at the Federal Building, it was learned by News-Bea representatives that the Toledo Postoffice bandit was removed from the County Jail to the penitentiary at 10:40 a. m. on Saturday and left Toledo in custody of Deputy Marshal John Cass over the Big Four at 10:55 a. m.

Deputy Cass, also in charge of John F. Thomas, who confessed violations of the liquor laws when apprehended in connection with the federal grand jury investigation of the Thanksgiving dance in Collingwood Hall, was accompanied by Theodore Hunt as guard. The party will arrive at the Federal Prison in Atlanta about 3 p. m. on Sunday.

### FAMILY NOT TOLD.

Urbaytis' family visited him on Friday afternoon at the jail. None of the party knew it would be the last time they would see Joe before the prison doors closed upon him. In the party were Mary Urbaytis, Joe's mother; Marion Urbaytis and Mrs. Helen Sheets, sisters, and his brother, Chester Urbaytis.

United States Marshal Stauffer made the arrangements for the movement of Urbaytis to Atlanta. In an effort to keep the movement a profound secret, Stauffer announced on Saturday that Urbaytis would not leave before Sunday afternoon, and perhaps not until early next week.

### KEEP HEAVY GUARD.

Stauffer selected Deputy Marshal Cass to take Urbaytis to Atlanta, with Hunt as a guard. Accompanied by Deputy Marshal Robert T. Edwards and City Detectives Scarleto, Langendorf and Mullen, with two autos, the party proceeded to Lucas County Jail shortly after 9 a. m. on Saturday.

Cass and Edwards went to Urbaytis and told him to get ready for the trip. He thought that he was about to leave without again seeing

## MORE INFORMATION ON URBAYTIS

Continued From Page One.

his mother, his sisters and brother swept over Urbaytis and for an instant he lost his self-control. Quickly regaining his composure Urbaytis wanted to know what he was to do. He was told to get together such of his clothes as were necessary.

Thomas was handcuffed to Urbaytis. Headed by Edwards the party proceeded out of the jail. On the way thru the office, farewells were spoken by the jail officers to the prisoners. Urbaytis and Thomas, with Deputy Marshals Cass and Edwards and Special Guard Hunt, entered the first car. The detectives entered the second. The two cars proceeded to the Union Station at high speed.

The prisoners were taken aboard the train. Overcoats were removed. Prisoners and guards were seated together. A few minutes later, with nobody permitted to approach the group until after departure, the train started. Joe looked out of the window and sighed. Unless a new trial is granted or he wins on appeal, it was the last sight of Toledo he will have for nearly 50 years.

## JOE URBAYTIS NOW IS CONVICT NO. 19239

Joe Urbaytis, convicted \$1,000,000 postal robber sentenced to 50 years in Atlanta penitentiary, is convict No. 19239 according to United States Deputy Marshal Cass who took the bandit to prison Saturday.

Urbaytis was tried and convicted in federal court last week of participating in the postoffice robbery in Toledo February 17, 1921.

At several stations crowds gathered about the train peering in at the windows to catch a look at the noted bandit, Cass stated. On one occasion, it was necessary to draw the curtain in the Urbaytis compartment, he said.



and local officials from one end of the country to the other, lasting nearly three years.

Then came the spectacular battle between Urbaytis and Columbus detectives, ending with the shooting of Urbaytis and his capture. After a lingering illness from his wounds he was rushed to federal court, sentenced and hurried to the federal prison.

Since his arrival at Atlanta, he has slipped into obscurity and had been almost forgotten, until his escapade Tuesday night.

Previous to the postoffice robbery Urbaytis had been arrested many times in connection with petty crimes, but never had been convicted, usually escaping on habeas corpus proceedings. He was never found armed when taken by police and attained a reputation for clever dodging. The single exception to this rule was when he was surprised in an apartment at Columbus and shot it out with detectives.

Urbaytis and Lauson were placed in solitary confinement after capture within the prison and will be detained, incommunicado until an investigation has been made, prison officials announced.

# JOE URBAYTIS LOSES NERVE, PALS ESCAPE

### Toledo Bandit Is Captured in Prison Corridor When Blocked by Gunfire.

### PLAYED "HOOKEY" FROM SCHOOL, SAWED BARS

### Postoffice Robber Placed in "Solitary" as Part in Plot Is Bared.

Joe Urbaytis of Toledo, who furnished newspaper headlines and police with trouble for several years in these parts, was in solitary confinement in the federal prison in Atlanta, Ga.

Wednesday after an attempt to escape Tuesday night.

Three other prisoners wriggled through a tiny opening 10 feet above ground and made their getaway.

A burst of gunfire which accompanied the escape of the trio caused Urbaytis and Joseph C. Lauson, a 20-year prisoner from Washington, D. C., to lose their nerve. Associated Press dispatches said.

They were at the window, about to slip through, when they heard guards fire on the three who escaped. They stopped and were captured in a corridor.

### Ohioan In Group.

The men who escaped were Albert Rosenberg, serving 10 years from Trenton; Basil Baughart, serving two years from southern Ohio, and Frank McGoldrick, New York, who was caught in the woods near the prison Wednesday.

Prison officials said that the break was the first organized escape since the late "Lutch" Anderson, also well known to Toledoans, tunneled his way to freedom in 1923.

The quintet was supposed to be attending the prison school. They hid out when other prisoners left for the school, and sawed bars in the window.

### Aided Postal Robbery.

The notorious Toledoan, as followers of the public prints will recall, is serving 66 years for his part in the sensational \$1,000,000 robbery of the Toledo post office, Feb. 17, 1921.

He was one of the first to be arrested in the case, police picking him up on suspicion even before the evidence which resulted in his conviction was at hand.

Indicted and in the county jail awaiting sentence, he escaped in a spectacular jail delivery the following Labor day, along with George Rogers and Charles "Splitlip" Schultz.

### Hide Out Long Time.

Schultz and Rogers were captured within a year, but Urbaytis remained in hiding until 1924, with police and federal operatives throughout the nation searching for him.

He finally was captured by Columbus police, who surprised him in an apartment there. A desperate fight took place, and Urbaytis was shot.

He recovered from his wounds, was returned to Toledo, sentenced, tried on other charges and hurried to Atlanta.

# JOE URBAYTIS FAILS IN JAIL BREAK PLOT

### Two Other Conspirators Escape From Atlanta Federal Prison

### TOLEDOAN BLAMED

### Plans Believed To Have Been Engineered by Postoffice Bandit

A margin of two minutes was the difference between possible liberty and the remainder of a lifetime in prison for Joe Urbaytis Tuesday night, according to United Press dispatches from Atlanta, Ga.

Urbaytis, serving 66 years in federal prison in Atlanta, Ga., for the robbery of the Toledo postoffice in 1921, missed freedom when three other fleeing prisoners made enough noise to arouse the guards just as the Toledo felon was gliding thru a window from which he had sawed the bars.

A minute later guards had him in captivity and Wednesday he was in solitary confinement while an investigation is being conducted.

### SAID TO BE PLOTTER.

Urbaytis is said by federal prison officials to have been one of the engineers of the escape plot.

Two others, Albert Rosenberg and Fred McGoldrick, both of Trenton, N. J., are at liberty, while penitentiary employes and state and city officials of Georgia are scouring the state in search of them.

Hugh Baughart, who escaped with them, was captured shortly after 8 a. m. Wednesday.

Baughart, hiding in some brush near the Soldiers' home two miles from the prison, was captured without struggle by Capt. John M. Martin.

The men sawed the bars from a

window while the evening prison school was in progress. The quintet had secreted themselves while others in their section were in class. The first three escaped and had gained the outside of the walls before the alarm was given.

### USUALLY HAD NERVE.

If Urbaytis' failure to escape was due to loss of nerve, as reports from Atlanta said, he is not the Urbaytis known of old here, Toledo police say.

For police here always term Urbaytis the youth of iron nerves, who would risk his life for liberty any time.

When Urbaytis was arrested in connection with the postoffice robbery in 1921 he was but 23 and already had established a lengthy record in the police bureau of identification.

He is first recorded as being an "outside man" for a gang of petty safe crackers, most of whom are now serving prison terms.

Joe's boon companion during his early career was Pete Wisniewski, who was killed later in an accidental shooting. The word was out at that time that the shooting was done by Charley (Splitlip) Schultz in an argument over a girl, police say. Schultz is now serving a 49-year term in the Leavenworth prison for his conviction in the postoffice robbery.

### HALTED AT FIRST.

The bigger "mobs" Joe in his early days, police say, he often was told to keep up the street lights to guard his life.

Joe scorned their threats, according to police, and his nerve soon won him a place in the so-called "smarter set."

Detective Captain Willard Rydman in going over Urbaytis' history said he did not recall his ever having been convicted in connection with a hold-up previous to the postoffice robbery, but that he had been suspected and arrested nearly a hundred times.

# JOE URBAYTIS TRIES ESCAPE FROM PRISON

### Bandit Who Robbed Toledo Postoffice of Million Back in Cell

Joe Urbaytis, Toledo bandit, who several years ago robbed the Toledo postoffice of nearly a million dollars in the most daring robbery in the city's history, has attempted another escape from the federal prison at Atlanta, Ga., according to word received here Monday.

Under sentence of 67 years for the robbery, Urbaytis was frustrated in his second attempt only by the watchfulness of the prison guards. The attempted escape has been kept a secret but leaked out despite efforts to prevent it.

Urbaytis and his cell partner fashioned a key for their cell from a file. Late at night they opened the cell door and prepared to make their way thru the prison windows. They were seen by guards who fired into the air. Fearing they would be shot, the two leaped for the cell just before the section guard appeared.

Urbaytis was locked outside accidentally by his partner. He stood outside as the guard approached.

"What are you doing out here?" asked the guard.

"My partner locked me out," replied Urbaytis. And further than that he would not go. He was placed in his cell.

What punishment was given for the attempt was not learned. It was said at the prison that Urbaytis is kept under strict surveillance at all times.

# Joe Urbaytis Starts Prison Riot In Break For Freedom

### Stages Gun Battle With Guard As He And Another Mail Robber Try To Go Over Wall.

### Reserves Called Out

### Pistols Smuggled To Toledoan And His Companion In Some Yarn, View Of Officials.

ATLANTA, Ga., July 18.—(Special)—Smuggled revolvers and use of a prison official as a shield against bullets failed to win Joe Urbaytis and Roy Gardner, notorious mail bandits, freedom from the Atlanta federal penitentiary late Wednesday afternoon in one of the most desperate breaks for freedom in the history of the institution.

Urbaytis and Gardner, surprised by Captain Clarence L. Parker of the prison guard in an attempt to scale the wall with a makeshift ladder, were finally overpowered by the guard force after winning their way through one gate.

Urbaytis and Gardner, together with three other prisoners involved in the escape attempt, were clapped into solitary confinement immediately

by after Captain Parker was rescued. Danger of a general prison break by hundreds of inmates who were in the yard at the time was averted by a hurried marshaling of the men into cellhouses by guards and city police officers who were armed with riotguns and revolvers.

Warden John W. Snook, who has been ill for the past few days, rushed to the prison from his residence on being informed of the trouble and superintended the rounding up of the cellhouse A and B inmates who had been enjoying their brief daily span of outdoor life in the prison yard.

### Hours Add to Excitement

Meanwhile prisoners in the cell houses began shouting, increasing the general excitement until the leaders in the jail break attempt were safely under lock and key in solitary. An investigation into the matter in which two .25 calibre vest pocket pistols were smuggled into Gardner and Urbaytis will be launched by Warden Snook today.

Opinion was expressed Wednesday night that the pistols probably were smuggled in with cotton yarn consigned to the duckmill, where Gardner and Urbaytis worked. The warden also will seek to learn where the convicts obtained the ladder.

A prisoner named Carrigan from Ohio, and two others, a convict named Andrews and his son, both sent to the prison from New Jersey for mail robbery, were alleged to have been implicated in the escape plot. Although they did not join Gardner and Urbaytis in the effort to break through the prison doors after the wall scaling attempt was discovered.

All five men were confined in solitary. When Captain Parker and Guard Bunce walked up to Gardner and Urbaytis and the other participants in the wall scaling attempt to investigate their suspicious, Gardner and Urbaytis drew their weapons and made prisoners of the guards.

Guard Bunce was struck over the head with a gun by Gardner. Guard Finn, who hurried over to investigate the trouble, also was held up. None of the guards had guns.

Captain Parker was marched to the rear door of the cellhouse corridor, while wall guards, realizing the trouble, endeavored to shoot Gardner and Urbaytis, though hampered by the use of Captain Parker as a shield. On arriving at the rear door, Gardner forced Guard Nixon, at the point of a gun, to open the iron-barred gate, and the party passed through.

When Gardner and Urbaytis, still holding Parker in front of them, reached the second door Captain threw his keys through the bars out of reach of the two prisoners, and Guard Dean, in charge of the second door, tried to shoot Gardner, but

failed because of the prisoner's use of Parker as a living breastwork. Help from other guards arrived at this point, and Gardner and Urbaytis were rounded up. In the return fire from prison guards, the warden was struck by bullets, the wound would be received by Guard Bunce being the only injury in the affair.

The ladder attempt was the second effort of Urbaytis to escape within a year and a half. He is credited with having been the "brains" of the scheme which obtained freedom for Albert Rosenberg, ten-year term, Fred McGoldrick, three-year term, and Basil Baughart, two-year term, in January of 1927.

Rosenberg, McGoldrick and Baughart escaped under fire, through a cell house window, after a bar had been filed through.

Urbaytis was found by guards at the window, on the interior of the cell house, together with Jose C. Lauson, twenty-year man, their nerves having failed at the sound of firing outside. McGoldrick was recaptured the next morning, but Rosenberg and Baughart succeeded in making good their escape. Urbaytis, who is serving a 60-year term for mail robbery, served a considerable portion of time in solitary for this attempt. Gardner is known as one of the most desperate men in the prison. He escaped from McNeil Island while serving time for mail robbery a number of years ago.

When sent to Fort Leavenworth, he entered upon a hunger strike which lasted for 30 days. Nearly dead from hunger, he was transferred to Atlanta and his fast was broken. He was foiled in an escape attempt some time ago when a steel bar in one of the prison windows was found nearly sawed through, it was said.

Joe Urbaytis, probably Toledo's most notorious criminal in the last decade, who set out at an early age on a busy career of petty thieving and an occasional major holdup, climaxed his lawless activities with participation in Toledo's million dollar postoffice robbery the night of Feb. 17, 1921.

Arrested and found guilty of conspiracy along with fourteen others in federal court in Toledo, he was awaiting trial on the actual robbery charge when on Sept. 5, 1921, in company of Charles Schultz and George Rogers, two co-conspirators, he broke jail. The others were captured shortly after, but for three years the whereabouts of Urbaytis was a mystery. Rumors of his comings and goings and his narrow escapes became almost legendary.

His capture after a gun battle as he was about to enter his Columbus, O., lodging house was very business-like though somewhat dramatic. De-

fective Carson's bullet put Urbaytis in a hospital bed for weeks. When he recovered he was put on trial and found guilty of a part in the actual robbery.

Together the penalty for the conspiracy and robbery brought Urbaytis a term in Atlanta prison that totaled 67 years. Federal Judge John M. Killits, whose stern dealing with law violators is recalled in his handling of Dr. Frederick Cook of polar exploration fame in the Texas oil fraud case, was the jurist.

Wednesday's effort to escape was the second while Urbaytis has been at Atlanta. He was accused of a part in a prison break, staged in January of 1927 in which two prison mates escaped.



## JOE URBAYTIS MOVES TO GET 1934 PAROLE

DEC 19 1933

Leader in Postoffice Robbery Files Writ in Georgia

Joseph (Joe) Urbaytis, leader in the sensational \$1,000,000 Toledo postoffice robbery 12 years ago, is moving thru the courts in Georgia to win his freedom again.

This became known Tuesday when the United States district attorney in Atlanta, where Urbaytis is in the penitentiary, wrote to Lee N. Murlin, retiring district attorney here, to inform him of the move.

Attorneys for Urbaytis have filed a writ of habeas corpus, seeking thru it to reduce his sentence from 74 to 25 years. If they are successful, Urbaytis will come up for parole automatically next year. Prisoners come up before the parole board when they have served one-third of their sentences. Urbaytis was committed in 1925.

## JOE URBAYTIS SEEKING PAROLE

DEC 19 1933

Postoffice Robber Asks Reduction in Term; Move Fought.

An echo of the \$1,000,000 robbery of the Toledo postoffice Feb. 17, 1921, was heard in Toledo today as Lee N. Murlin, assistant United States attorney, took action to oppose a move by Joe Urbaytis, generally considered the leader of the postoffice robbers, to obtain a reduction of his 74-year sentence and qualify for parole.

Urbaytis, a prisoner in the federal penitentiary at Atlanta, has instituted habeas corpus proceedings in the federal district court at Atlanta to obtain a reduction of his sentence to 25 years.

James Colson, also convicted for the postoffice robbery, already has succeeded via the habeas corpus route in obtaining a reduction of his 50-year sentence to 35 years.

Federal prisoners are eligible for parole after serving one-third of their sentences. If Urbaytis' suit succeeds, therefore, he will have qualified for an almost immediate parole.

Urbaytis and Colson were two among 26 defendants in the postoffice robbery trials held before Federal Judge John M. Killits.

Urbaytis, in the suit filed, contended that Judge Killits' sentence constituted double punishment, and that his sentences on various counts should have been imposed to run concurrently instead of consecutively.

## Urbaytis Fled Ten Years Ago

SEP 7 1931

Toledoans reviewing the news of 10 years ago recalled Sunday night that the notorious Joe Urbaytis, postoffice bandit, and two of his pals escaped from the county jail here.

On Labor day morning in 1921 Urbaytis with George Rogers and "Split Lip" Charles Schultz, assaulted Deputies Sam Zimmerman and Szemetko and intimidated Dr. William Shapiro, prison physician. The trio fled from the prison, and climbed the iron fence leading to the street department yards.

All eventually were recaptured. Urbaytis, seized in Columbus nearly three years later, said he had hidden on the back porch of an Ontario street dry cleaning plant and heard police searchers scurrying around the building.

## URBAYTIS' TERM CUT 25 YEARS

JAN 10 1934

Atlanta Judge Says Indictment Drawn Improperly on Mail Robbery Charge Here

Joseph Urbaytis, serving a 50-year term in the Atlanta federal prison for participation in the \$1,000,000 postoffice robbery here, Feb. 17, 1921, had his sentence reduced to 25 years by Judge Marvin E. Underwood of federal court, a press dispatch from Atlanta revealed yesterday.

He has already served nine years of the 50-year sentence meted out by Judge John M. Killits on 11 counts based on the theft of 11 bags of mail.

Urbaytis asked for a writ of habeas corpus, maintaining that he should have been indicted on one, instead of 11 counts. Judge Underwood concurred in the opinion.

## MURLIN OPPOSES URBAYTIS PAROLE

DEC 20 1933

U. S. Attorney Hopes To Keep Postoffice Thug in Pen

Lee N. Murlin, assistant United States district attorney, will oppose the attempt of Joe Urbaytis, leader of the \$1,000,000 post office robbery here Feb. 17, 1921, to obtain a reduction of his 74-year sentence and qualify for a parole. Mr. Murlin said yesterday that he would do everything possible to circumvent the gang leader's efforts to get out of prison.

Urbaytis is held in the federal penitentiary at Atlanta and has instituted habeas corpus proceedings in the federal district court at Atlanta to obtain a reduction of his sentence to 25 years. Because federal prisoners are eligible for parole after serving one-third of their sentences, Urbaytis will have qualified for an almost immediate parole, if he succeeds in having his sentence reduced. In his suit Urbaytis contends his sentence constituted double punishment and that his sentences on various counts should have been imposed to run concurrently instead of consecutively.

James Colson, also convicted of the post office robbery, succeeded in having his 50-year sentence reduced to 35 years.

## JOE URBAYTIS' SENTENCE CUT

JAN 10 1934

Toledo Postoffice Robber Now Is Eligible to Ask for Parole.

Joe Urbaytis, a leader in the \$1,000,000 Toledo postoffice robbery in 1921, was successful Tuesday in the Atlanta, Ga., federal court in a plea for a reduction of his 50-year sentence. Judge Marvin E. Underwood granted a reduction of 25 years, bringing Urbaytis' sentence to 25 years.

The reduction will qualify Urbaytis to seek parole. Urbaytis was sentenced on 11 counts in the robbery of as many mail sacks. He contended in asking a writ of habeas corpus that the indictment should have covered only one offense instead of having been split up. Judge Underwood sustained this view. Urbaytis has served about nine years of the sentence.

Federal prisoners may apply for parole after serving a third of their sentences.

## Last Of Urbaytis Gang To Be Freed

APR 13 1943

F.D. Commutes Terms Of Schultz, Sansone

By GEORGE F. JENKS

Toledo Blade Bureau, WASHINGTON, April 13.

Two more of the \$1,000,000 Toledo Post Office robbers, Charles (Splitlip) Schultz and James Sansone will be freed from the Leavenworth, Kas., federal prison tomorrow. The robbery occurred Feb. 17, 1921 at the Main Postoffice.

President Roosevelt Saturday signed an order commuting their sentences and the Board of Prisons has written the warden that the two have served sufficient time and should be released.

Sansone was sentenced in Toledo by Federal Judge John M. Killits to 25 years on the robbery charge and 14 years on the charge of conspiracy. Schultz was sentenced to 26 years on the robbery charge and 14 years on the conspiracy indictment. They have served 21 years and three months.

Turn to Page 4, Col. 4

# Joe Urbaytis Transferred

## TO ALCATRAZ PRISON

TOLEDO POSTOFFICE ROBBER

TAKEN FROM ATLANTA

NOV 25 1935

Joe Urbaytis, who received a 99-year sentence for the million dollar postoffice robbery here in 1920, has been transferred from the federal penitentiary at Atlanta, Ga., to the Alcatraz Island penitentiary at San Francisco, Sergeant Glenn Berning reported yesterday on his return from a visit at the Atlanta prison.

Sergeant Berning said he was informed of the transfer, made some time during the last two weeks, by a former Toledoan who is now a guard at the federal prison. No official announcement of the transfer has been made.

Some of the nation's most notorious and incorrigible prisoners are confined in the Alcatraz island

prison. Sergeant Berning said he was informed the transfer was made because Urbaytis was known as a trouble making prisoner. The Toledo convict was punished with solitary confinement on several occasions because of trouble he was involved in within the prison walls, it was reported.

The police sergeant stopped at the prison on his return to Toledo from a two-weeks vacation during which time he visited Florida and Cuba.

# Urbaytis

Continued From First Page

remained at liberty until the first week of May, 1924, when a detective shot and captured him after a long struggle in which he fought without a weapon. The gun had been knocked from his hand in a leap over a bannister.

His sentence followed. He first went to Atlanta after he had recovered from what were thought for days to have been fatal wounds. At Atlanta he finally was sent to the Rock as one of the nation's most dangerous criminals. There he calmed down and later asked for a reduction of his sentence on various technical grounds. Judge Marvin E. Underwood of Atlanta upheld the request and his 50 years was reduced to 25 years, making him eligible for parole.

### Freedom at End

Despite the fact Urbaytis was the object of one of the greatest federal manhunts in history, it was a Columbus city detective, Harry Carson, who made the capture single handed.

Acting on a tip from a safe robbing suspect, Carson with three other detectives went to a Columbus rooming house, first arresting Joe's brother, Frank, and two women. The detectives did not know they were to encounter the dangerous Urbaytis. As they left with their three prisoners, Carson, who still was in the house posing as a meter inspector, heard a fracas. Frank had attempted to escape down a stairway.

Dashing after Frank, the other detectives met Joe coming equally as fast into the house. Carson, alone, pushed the postoffice bandit and he toppled over a bannister into a side street. There Carson and Urbaytis staged their hand to hand duel that ended Joe's days of freedom and almost his life.

### Marked Desperado

Urbaytis was only 17 years old when he was charged but never convicted of taking the Huebner payroll. From that time he was a marked desperado in the eyes of the police. Every pay roll robbery in the vicinity found Joe picked up as a suspect. Police never found him with a gun and he soon would be released only to be picked up again.

So often had Joe been arrested as a suspect and then released for lack of evidence, that the Toledo public began to poke fun at the detective department and Joe found many reputable citizens his defenders as a "picked-on guy." But the police, despite the ridicule, kept after Joe. They told the public

## Holdup Leader To Be Paroled

Joe Urbaytis, Toledo's best known robber and the leader of its most famous holdup, the Toledo postoffice, will be released from Leavenworth federal prison some time during the week of Feb. 8.

This information was revealed last night to The Times through James V. Bennett, director of the bureau of federal prisons at Washington. It is against government policy to release the exact date.

### Plans Unannounced

What the government's plans are for Urbaytis on his release or what Urbaytis' plans are for himself also are withheld.

It is the latest chapter in the life of one of the nation's most notorious gunmen, whose career kept the headlines over a period that saw such careers as the Dillingers and the Floyds begin and end at the hands of G-men.

Urbaytis has held the public attention from the time he was charged with the pay roll robbery of the Huebner brewery, one of the first in the nation, through the Toledo postoffice holdup, his spectacular escape from the Lucas county jail, his equally spectacular capture at Columbus to the present day.

### Biggest in History

The Toledo postoffice robbery occurred Feb. 17, 1921, and was the biggest postoffice holdup in the history of the nation, the robbers escaping with more than \$1,000,000 in currency and negotiable bonds.

Federal Judge John M. Killits originally sentenced Urbaytis to 50 years, a sentence that later was reduced to 25 years, but not until he had escaped from the Toledo jail, been shot, recaptured and served time in Atlanta and at Alcatraz.

Records show that Urbaytis will be 45 on April 12. He was 23 the early morning of Feb. 17, 1921, that he led seven men to the loading docks of the postoffice to accomplish one of the nation's most startling crimes.

### Others Recaptured

## Joe Urbaytis To Leave Prison U. S. to Parole Toledo Robber Week of Feb. 8

Joe Urbaytis, one of six men who committed the \$1,000,000 Toledo Postoffice robbery Feb. 17, 1921, will be released from Leavenworth federal prison during the week of Feb. 8.

Federal officials refused to disclose the exact time of his release or the Government's plans for his discharge from prison.

Urbaytis is the last of the six to obtain his freedom. James Colson, Eddie O'Brien, James Sansone, George Rogers and Charles Schultz earlier obtained their freedom on parole. Rumors are that Schultz died shortly after being released.

Six men held up a mail truck at the Fourteenth St. entrance of the postoffice. Mail sacks containing more than \$900,000 in Liberty bonds, \$37,000 in cash and jewelry were taken.

Urbaytis and Schultz were arrested a few days later. The other four men were seized in June of that year.

Urbaytis, Rogers and Schultz escaped from the Lucas County jail Labor Day, 1921. Schultz was recaptured a few days later and Rogers the following spring. Urbaytis remained at liberty until he was shot and captured in a gun battle with Columbus detectives in 1924.

He was sentenced to 50 years' imprisonment but later the sen-

# Gunman Ends Life Of Joe Urbaytis At Supper Club

# Million-Dollar Mail Robber Bonds, Cash And Jewelry Formed Loot In Holdup By Gang In February, 1921

The million-dollar Toledo postoffice robbery in which Joe Urbaytis participated, took place Feb. 17, 1921, and it set off a nation-wide hunt for the armed gang.

Urbaytis was 21 when he led five men to the loading docks of the postoffice to "pull" one of the nation's most startling holdups. Much of the loot, consisting of Liberty bonds, commercial securities, cash and jewelry, valued at nearly \$1,000,000, was recovered.

With 13 others, Joe was convicted in Federal Court on a charge of conspiracy.

The story of the actual stickup, as told in Federal Court:

"A few days before the robbery, there was a meeting of George Rogers, Urbaytis, Charles Schultz and Eddie O'Brien in an apartment rented by Rogers at 617 West Delaware Ave. to discuss details of the robbery.

### Urbaytis Drives Car

There was a difference of opinion as to planning, and the first decision was to have Schultz drive the auto. This was changed and Urbaytis, who knew more about autos, took the wheel after motor trouble worried the bandit crew.

Urbaytis and Schultz had watched a mail truck for some time to get an exact line on its movements between the Union Station and the postoffice. Urbaytis had the keys to a garage in which a stolen automobile was kept.

They had planned to hold up a mail truck the night before the actual robbery, but they missed it.

While Urbaytis sat in the stolen car, the five robbers, Rogers, Schultz, James Sansone, James Colson and O'Brien, walked around the corner as the truck pulled up to the post office loading dock.

### Sacks Loaded In Car

A few seconds later, as the five held guns on two postal employees Urbaytis pulled up in the car and nine mail sacks were thrown into it. The car was driven back to the garage and the loot hidden, the six bandits returning to the apartment.

Later, the automobile was taken to Bates Rd. and abandoned. The next day, the loot was divided, Urbaytis taking his share of \$142,000 in bonds.

While the robbery was in progress, 25 postal employees were at work in the post office, but not one was aware of the holdup until told about it by Joseph Hughes, Weinrich and W. H. Milroy, the victims.

### All Were Captured

Urbaytis and Schultz were captured in Toledo two days after the robbery; O'Brien was arrested in Los Angeles; Rogers and Sansone were apprehended in Detroit, and Colson was taken in Davenport, Ia., following a gun battle with police.

Rogers was sentenced to 67 years in prison; O'Brien and Colson to 50 years each; Schultz to 40 years; Sansone to 39 and later, Urbaytis to 30 years. These sentences later were reduced.

All except Rogers have been freed. Urbaytis, released in 1943, is the

second of the original bandit gang of six to die. O'Brien died a natural death last winter.

On Labor Day of 1921 as Joe and his pals were in the county jail awaiting trial, he escaped with Charles Schultz and George Rogers. Captured in Columbus

Both Schultz and Rogers were captured shortly after the break, but it wasn't until nearly three years later that Urbaytis was captured in Columbus following a fight with a city detective during which Joe received a bullet in the abdomen.

Questioning of a Columbus safe robber suspect in May, 1924, led detectives to the rooming house where Joe, his brother, Frank, and two women had been living for some time after the postoffice robbery. Frank attempted to flee with Detective Harry Carson after him. It was then that Joe rushed into the house to fight the officer. Carson struck Joe on the jaw and the Toledo robber crashed over a stair railing and fell one flight, landing in the street on his shoulders.

### Fires At Detective

As Carson leaped downstairs, Joe pulled a revolver and fired wildly, missing the detective. Carson also drew his pistol and fired. Although the bullet struck Urbaytis in the back, he closed in on the detective.

In the ensuing melee, Carson's gun was kicked from his hand and a moment later, Joe's revolver was sent flying.

The detective managed to pick up his gun and send it crashing down on Joe's head. Still the Toledo bandit went at him. Urbaytis was struck three more times on the head before he fell to the ground.

Meanwhile, several other detectives had captured Joe's brother. Detective Carson didn't know until later in the police patrol wagon that he had captured the long-sought Toledo postoffice robber.

Joe told officers after his capture that he had wandered far following his escape from the jail in Toledo. On several occasions, the train on which he was riding, passed through Toledo, but he never got off, he said.

### Gave Interview

One of the most amusing incidents to arise during the time Joe was "among the missing," was a story carried by a Los Angeles newspaper. Joe, interviewed in the Biltmore Hotel, was called a wealthy Toledo bond salesman by reporters who wrote of an experience he had had while staying at a hotel in Casmarek, French Indo-China.

The story said Urbaytis left Toledo on Labor Day, 1921, "bent on seeing the world." He visited Europe and Asia to satisfy his desire, the story continued.

It was while he was staying at the Casmarek Hotel that he awakened one morning to find three crows at the foot of his bed.

"When the crows flew out the window, they took my scarf pin, diamond cuff links, collar buttons and lodge button," Los Angeles reporters quoted the Toledo "traveler" as saying.

Shortly after the interview, Joe disappeared. His capture in Columbus occurred two months later.

### Sentenced To 50 Years

Although little chance was given at the time for his recovery from the bullet and head wounds, Joe rallied and on Jan. 22, 1925, eight months after his capture, he was sentenced in Toledo to 50 years in the federal penitentiary at Atlanta.

Following three unsuccessful attempts to break out of the penitentiary, Joe was sent to Alcatraz Prison, in San Francisco Harbor, as one of the nation's most dangerous criminals.

On "The Rock" he became a model prisoner and later asked for a reduction of his sentence on several technical grounds. An Atlanta federal judge granted his plea, reducing the sentence to 25 years, making Joe eligible for parole.

### In Payroll Robbery

Joe was only 17 years old when he was charged, but never convicted of the 1915 Huebner Brewery

## Postoffice Robber Refuses To Bare Killer's Identity

Joe Urbaytis, member of the gang which staged the million-dollar Toledo postoffice holdup in 1921, was shot to death at 5:10 a. m. today in the rear entrance of his Bon-Aire Supper Club, an unlicensed after-hours establishment at 2188 Woodville Rd.

Shot through the chest and right shoulder, the 46-year-old Urbaytis died in a few minutes, refusing to reveal the identity of his slayer or slayers.

### No Witnesses Discovered

Police were unable to discover any witnesses to the slaying. Urbaytis apparently was shot down after he had admitted his slayer through the double-door entrance to his club.

First indication that the patrons, who crowded the front room of the converted 2 1/2-story frame home, had of the slaying was the sound of three shots.

Felix (Jimmie) Grudzinski, 46, of 4302 Jackman Rd., the bartender, and Edwin (Big Edge) Wojnarowski, 29, of 1353 West Woodruff Ave., described as Urbaytis' assistant, rushed to the rear door. They said they found Urbaytis sprawled at the foot of the stairs leading to the upper story. He was unarmed and attired in the topcoat and hat he usually wore about the place.

### Refuses To Identify Killer

Police quoted Wojnarowski as saying he asked the dying Urbaytis if he knew who had shot him. Urbaytis nodded that he did, but, with his last gasp, shook his head in emphatic refusal when Big Edge asked him in Polish for names.

Armed with a search warrant, sheriff's deputies entered the upper floors of the house more than four hours after the shooting and found them occupied by James Patrick (Pat) Dugan, his wife and 2-year-old son; Daniel Day, 65, a boarder, and Tom McCoy, 61, a club employee.

Deputies quoted Dugan as saying he had heard the shots and a short time later had been informed of his partner's death by a telephone call from the club.

### Three Questioned

"For all I know those bullets were meant for," Dugan remarked. Dugan, McCoy and Day are being questioned at the county jail.

A .38 caliber bullet was removed from the wall at the rear entrance.

Both the bartender and Wojnarowski said they knew of no threat of their employer's life and added he had appeared cheerful and unperturbed during the night as he presided over his club which contains a plentifully stocked bar, a dice table and several slot machines.

The bartender, Wojnarowski, and a patron identified as Edward Murphy, 51, who went to the rear door just as Urbaytis died, were taken to the county jail for questioning. Also taken to the jail were two patrons who arrived at the club after police were on the scene. They were listed by police as Raymond W. McMillan, 1929 East Bancroft St., a Veterans' cab driver, and Edward J. Lambert, 29, Fremont, O.

### Other Patrons Flee

Other patrons on the scene at the time of the shooting had fled before police arrived. A confusion in addresses when the shooting was reported by telephone sent Patrolmen William Deblen and William Crawford to 1588 Woodville Rd., a mile away.



JOE URBAYTIS  
Gunman's victim  
Other Pictures on Page 4

## Gunman Slays Joe Urbaytis At Supper Club

Continued from First Page

They were calling the dispatcher at a police box when Grudzinski and Murphy approached them and guided them to the slaying scene.

Urbaytis was released in 1943 after serving 19 years in federal penitentiaries for his role in the postoffice robbery.

### Opens At 1:30 A. M.

The slain ex-convict's wife, Mary, said he appeared in good spirits when she last saw him at 10:30 p. m. yesterday at their home, 618 Russell St. He ate dinner there before leaving for his Woodville Rd. club, which opened for business at 1:30 a. m.

The Bon-Aire Club was dusted for fingerprints by Sgt. Tom Case of the police identification bureau, who said he obtained several from the door through which Urbaytis admitted his slayer.

Findings of an autopsy performed by Coroner Frank Kreft at the Urbanski Mortuary today indicated that the murder was the work of one gunman. The bullet which lodged in the body after entering the right shoulder was identified by Detective Capt. Ralph Murphy of the Toledo police as a .38 caliber, the same size as the slug found in the woodwork at the slaying scene.

### Bullet Not Found

The bullet which penetrated Urbaytis' body has not been found and that discovered in the woodwork is believed to have been a wild shot.

Powder burns on Urbaytis' left hand indicated he had grappled with his murderer before he fell backward on the stairway. There was \$784.12 in cash in the dead man's pockets when the body was examined by detectives.

The shooting took place in Lucas County, just over the city line.

Liquor from Michigan and Illinois and some untaxed Ohio whisky was found in the Bon-Aire Club stock, deputies said. Owen Conway, state liquor control agent, said the establishment had been inspected two days ago and was not selling drinks at that time.

payroll robbery, one of the first in the nation. From then on, he was a marked man in the eyes of police. Every time there was a payroll robbery in Toledo, Joe was picked up as a suspect. But police never found a gun in his possession and he would be released, only to be picked up again.



# Work Of 6-Man Band Led By Urbaytis



LITTERED BARROOM OF JOE URBAYTIS' NIGHT SPOT  
Cigarette stubs and empty glasses left by persons who fled slaying scene



SCENE OF SLAYING

Sergt. Thomas H. Case of the Toledo police department and Lieut. Alfred Bartkowiak of the Lucas County sheriff's office inspect the stairway on which the body of Joe Urbaytis was found.



SCENE OF SUPPER CLUB SLAYING  
The Bon-Aire Club at 2188 Woodville Rd.

## Deer Crashes Through Window In Apartment

Toledo Blade Bureau  
CLEVELAND, Nov. 5—A medium-sized deer jumped through a window today in the laundry room of an apartment building, shattering the glass and waking

the tenants. The deer then jumped out through another window and disappeared in traffic.

Fletcher Reynolds, zoo director said he believed the deer saw his reflection in the window and assumed it was another deer.

## Burns Search Made Official

Suspect In Urbaytis Death Object Of Hunt

Search for Frank Burns, wanted for questioning in the slaying of Joe Urbaytis, Toledo postoffice robber, Nov. 5, 1946, in the Bon-Aire Supper Club, became official today. Joel S. Rhinefort, Lucas County prosecutor, has notified Paul Fakehany, superintendent of the Toledo Police Department identification bureau, that Burns is wanted for questioning and asked assistance in apprehending him.

Mr. Fakehany had written Mr. Rhinefort earlier in the week stating that no official request had been received to search for Burns. Mr. Fakehany said that police "wanted notices" bearing fingerprints and a recent picture of Burns would be sent to the Federal Bureau of Investigation, and Ohio State and Michigan Bureaus of Identification.

Urbaytis was shot to death in the Bon-Aire Club, 2188 Woodville St., under mysterious circumstances. Although 20 persons are known to have been in the place, investigators said they have not found the trigger man, nor any witness who admits having seen Urbaytis slain.

# No Small Time Stuff For Slain Ex-Convict

Urbaytis Started Big Jobs at Tender Age; Never a 'Minor Leaguer'

By DOC HOLST

Joe Urbaytis never was a minor leaguer. The juvenile courts never heard of him and neither did he face a police court judge on petty charges, as do most criminals before they graduate to the big time.

At 18, a smiling, blond-haired kid, he stood before the late Common Pleas Judge Bernard F. Brough charged with being the leader of a mob that had staged the \$37,785 Huebner brewery pay roll robbery, then a new type of crime. A directed verdict saved him for his big coup three years later.

No one ever knew whether at 16 he participated in Detroit's \$100,000 bonding house robbery that saw three detectives shot and killed, but he was accused of it. He was arrested by Toledo detectives on a fugitive warrant, but gruff Common Pleas Judge Byron Ritchie dismissed it for lack of evidence.

### Only One Conviction

Joe always was lucky with the state courts. His only conviction was the big one in Federal court for the \$1,000,000 Toledo postoffice robbery and even then his comrades had been serving time for three years before the gates of Atlanta and later Alcatraz, were to end his freedom for 18 years.

Urbaytis' personality was a puzzle to detectives. They never could understand why he devoted his time to pay rolls instead of confidence games, except that he was impulsive and liked big profits quickly. He possessed a convincing tongue, a quiet, deceptive demeanor and a sad, almost embarrassed smile that put people immediately off their guard.

In his preliminary work of "cas-

ing" prospective pay rolls, he posed as a physician, a young minister, a laborer, a salesman, a world traveler, a lecturer and even a policeman, he told detectives after his return three years ago from Leavenworth.

The only minor charge ever placed against him was made by another underworld character, who sold phoney diamonds to pedestrians, who thought they were buying stolen diamonds. Urbaytis admitted he had slugged the ring salesman and taken \$20 from him because it was owed to him.

A few weeks before the post office robbery, Urbaytis had planned to rob the Toledo News-Bee pay roll "just to scare old Neg Cochran," he told a reporter years afterward. He thought Mr. Cochran, then editor of the paper, was personally responsible for the publicity he was getting. Joe had a plan of the two floors. The office of Mr. Cochran on the second floor was circled, with a smaller circle around his chair. Joe's idea was to stand on the first floor and shoot up through the ceiling, making a circle of bullet holes around the chair without hitting Mr. Cochran. But it never came off. The post office job took up his time, he explained.

# Trigger Man 'Known' In Urbaytis Slaying

Witnesses Tell Argument Preceding Shooting of Ex-convict

The search for the slayer of Joe Urbaytis, Toledo postoffice robber, centered last night on a 65-year-old man, an old-time Toledo underworld character, who has been identified by witnesses as the man who shot Urbaytis at the rear door of his Bon-Aire supper club early yesterday.

The unexpected developments were disclosed last night when witnesses told police and deputy sheriffs about an argument between the two men in the club at 2188 Woodville road.

Deputy Lieut. Alfred Bartkowiak, county homicide chief, said he spent several hours last night in a search for the elderly man and would continue the effort at 7 a. m. today aided by other deputies. The deputy indicated he expected material developments today.

Police Capt. Ralph D. Murphy was told that Urbaytis attempted to put the man out of the club following an argument which started earlier.

### Describe Shooting

"Just how tough do you think you are?" witnesses quoted the man as saying before he drew a gun and shot Urbaytis three times, according to Captain Murphy.

The man, known to police as a pickpocket and minor racketeer, fled after the shooting, Captain Murphy said. He described the gunman as being a cripple who has the use of only one leg.

The police officer also was told that Urbaytis was carrying a pistol, but no weapon was found on his body.

The argument which preceded the shooting was described as a minor squabble "which did not pertain to gambling or bootlegging," Captain Murphy said.

### Served 18 Years

The \$1,000,000 Toledo post office robbery, which Urbaytis led on Feb. 17, 1921, and for which he served 18 years in Leavenworth, Atlanta and Alcatraz, has little if any connection with the slaying,

the officers believe, although they sought Charles (Split Lip) Schutz, a post office robbery pal, but now a legitimate salesman, to see if he could suggest a reason for the shooting.

The slaying was a distinct surprise to law enforcement officials, as a close check on the former bandit since his release from Leavenworth Feb. 13, 1943, had indicated his activities clear of motives that invoke gangster murders. Outwardly at least, he was engaged in nothing but the night club business and was regarded as having reformed.

See URBAYTIS, Page 2, Col. 8

## Urbaytis

Continued from Page One

James Patrick Dugan, associated with Urbaytis in the supper club, expressed complete ignorance of any motive for the killing and told Captain Kaufman that so far as he knew the shots may have been intended for him "instead of Joe." Dugan is held with three others in County jail for questioning only.

Detectives, however, discounted that theory because they said criminals in the Urbaytis circle usually know whom they are shooting at. They often kill someone for something he hasn't done, but they know whom they are shooting, they said.

### Knew His Killer

Urbaytis, known to detectives as a man who wouldn't "stool," nevertheless may have been shot by a member of some mob who thought he may have given information. Living only a minute or so after the shooting, the tight-lipped ex-convict remained true to the tradition of not naming his slayer.

Felix Grudzinski, 46, of 4302 Jackson road, and Edwin (Big Edge) Wojnarowski, 29, the supper club manager, were first to the rear floor after the sound of shots. They found Urbaytis gasping on the floor.

"Do you know who?" they both asked Joe.

There was a nod, signifying yes.

"Who?"

There was another shake of the head, a refusal, and a moment later Urbaytis was dead.

Besides his wife, Mary, and son, Kenneth, Urbaytis is survived by his mother, Mrs. Anna Urbaytis.

# Veteran Criminal Hunted In Killing Of Joe Urbaytis

Waitress Who Tipped Police To Shooting Also Sought For Quiz

A 69-year-old man, veteran of almost a half century of criminal activity, is being sought today as the gunman who shot down Joe Urbaytis, Toledo postoffice bandit, in the entrance of the latter's Bon-Aire Supper Club, 2188 Woodville Rd., early yesterday.

Also being sought is a club waitress, from whom the tip on Urbaytis' suspected slayer was received by Toledo police and sheriff's deputies via the underworld grapevine last night.

Meantime, the slaying caused Joel Rhinefort, county prosecutor, to begin an investigation of the after-hours gambling and drinking spot. All seven persons picked up by sheriff's deputies at the scene of the slaying have been ordered to report to the prosecutor's office for questioning after their appearance at a coroner's inquest today.

## Complaints Received

Mr. Rhinefort said he had received complaints of the Woodville Rd. night spot as early as last summer and had forwarded them to the sheriff's office where they were dismissed as of no importance. Sheriff Charles Hennessy was not available for comment.

At the inquest today both Patrick J. Dugan, 46, who described himself as Urbaytis' associate in operating the Woodville Rd. club as a "bootlegging" enterprise, and Felix Grudzinski, the bartender, disclaimed any knowledge of the murder.

Dugan, who lives over the club, testified under examination by Mr. Rhinefort that he left the club for his apartment about 10 minutes before the shooting and the first word he had of the murder was a phone call from Edwin (Big Edge) Wojnarowski, the manager.

## Heard Sound Of Shots

The bartender said Urbaytis had been standing in a rear room off the entrance to the night spot out of sight of the bar and he knew until he

heard the sound of shots. Mr. Rhinefort asked Grudzinski if he had seen a "Frank Burns" in the club and the bartender replied, "I don't know him."

But, according to information relayed to investigators from the waitress, the slaying climaxed a quarrel between Urbaytis and the elderly underworld figure being sought. She is reported to have said that Urbaytis had ejected the suspected killer after the latter became drunk and noisy.

Lieut. Alfred Bartkowiak, of the sheriff's office, said the search for the suspect began late last night.

The alleged killer was heard to ask Urbaytis, "Just how tough do you think you are?" just before the shooting, Detective Capt. Ralph Murphy of the Toledo police said. The man being sought is well known in Toledo and other cities as a pickpocket and petty racketeer, Captain Murphy said. The gunman was described as having a crippled left leg.

Captain Murphy said the argument preceding the slaying was over a minor matter and did not involve gambling or bootlegging.

Sheriff's deputies are looking for Charles (Split Lip) Schultz, convicted member of the postoffice robbery gang and known frequenter of the Woodville Rd. night spot, for questioning in their search for the reason behind the murder. Schultz was seen with Urbaytis in East Toledo about five hours before the slaying, it was rumored.

Funeral services for Urbaytis are to be held in his home, 618 Russell St., at 10:30 a. m. Friday. Burial will be in Forest Cemetery. Surviving are his widow, Mary; a son, Kenneth; mother, Mrs. Anna Urbaytis, and several brothers.

# Waitress Questioned On Urbaytis Murder

## Admits Being Near Shooting; Hunt Pressed For Former Convict

While Toledo detectives and sheriff's officers sought Frankie Burns, 69, an ex-convict and pickpocket, for questioning in the slaying of Joe Urbaytis, Toledo post office robber, Prosecutor Joel S. Rhinefort yesterday questioned an obviously nervous, blond waitress, who was said to have seen the shooting.

# Urbaytis Murder Note Author Held

## McCawley Picked Up In Stolen Car Case

James McCawley, 29, questioned in the investigation of the Joe Urbaytis murder, was identified by police today as one of three men arrested in Rochester, N. Y., yesterday while going to sell two cars stolen in Toledo. He was identified as McCawley by Arthur Grubbs, 24, Toledo, said they were soldiers.

McCawley was arrested last month and held in questioning after a police raid on his home, 1329 E. 13th St., uncovered a note in which he was named as Urbaytis' partner.

The army recruit was here said a Sgt. Arthur Grubbs had been AWOL from his post several days. Toledo police reported the cars recovered in Rochester were stolen Dec. 11 from a parking lot at Water St. and Jefferson Ave.

The woman, Miss Delphine Gilbert, 30, of 117 Seventeenth street, a waitress in the Bon-Aire supper club, 2188 Woodville road, where the former robber was slain, told Prosecutor Rhinefort she had not seen the shooting, but was close to it.

"I had been talking to Frankie Burns at the bar for a moment and noticed a girl artist copying a picture that was behind the bar," she said. "While I was looking, I heard two shots. That's all I know."

## Held as Witness

The prosecutor, in the presence of his assistant, Harry Friberg, and Sheriff Charles Hennessy, who had found the woman in her home, questioned her for nearly an hour and at the end of that time, Mr. Rhinefort ordered the sheriff to hold her overnight, merely as a witness, for further questioning today.

Prosecutor Rhinefort said he had been told that Miss Gilbert had heard Urbaytis arguing with Burns at the bar. That was an untruth, she said.

"I know no more than what I have told you," she added.

Later she said Burns had left the bar or at least she did not see him there at the time she heard the shots.

## Questioned on Gambling

Burns and Urbaytis had been acquaintances since Joe was 18 years old and was a familiar figure in a speakeasy operated by Burns in the early 20's, Toledo detectives recalled.

Miss Gilbert was unable to tell the prosecutor whether Joe was in the barroom with Burns immediately before the shooting.

See URBAYTIS, Page 2, Col. 4.

# Urbaytis

NOV 7 1946

"Joe was in and out all night," she said. The prosecutor questioned the waitress about gambling in the club, which is outside the city limits, and she answered that there was some dice shooting and blackjack at times, but that it was not run as a business but more for the convenience of customers, who might decide they would like to gamble.

"Joe never would have anything to do with gambling," she said. "Others handled the games when people asked to play."

## Still Seeking Motive

Detective Capt. Arthur Kaufman and Detective Lieut. Alfred Bartkowiak of the sheriff's office and Detective Capt. Ralph Murphy, assigned to aid the county in its investigation, spent last night not only looking for suspects, but trying to establish a motive.

The day of the shooting it was believed there might be a serious underworld motive behind the murder which might let loose a gang war, but yesterday officers discounted it. These angles, however, have not been discarded entirely. They still fear the shooting, in itself perhaps lacking a profit motive, could start revenge shootings.

Coroner Frank G. Kreft yesterday gave a verdict of homicide and ordered dismissed eight persons, who had been held by the sheriff as coroner's witnesses. The list included James Patrick Dugan, Urbaytis' partner in the club; Edwin Wojnarowski and Felix Grudzinski, managers, and Edward Murphy, Commodore Perry hotel, a patron. None of them could tell the coroner how the shooting happened or why.

# Club Murder Hunt Veers

NOV 8 1946

Police Admit Shift In Urbaytis Case

A two-hour conference yesterday between Prosecutor Joel S. Rhinefort and city and county homicide experts over the Joe Urbaytis slaying Tuesday indicated the investigation had veered into channels other than the search for Frankie Burns, an ex-convict, for questioning.

After the conference, which included Detective Capt. Ralph Murphy, of the police homicide squad, and Detective Lieut. Alfred Bartkowiak, sheriff's aid, Prosecutor Rhinefort admitted only that the discussion regarded the shooting but had nothing to do with the mysteriously-missing Burns.

"Whether or not Frankie Burns fired the two shots that killed Urbaytis, we want to question him when we find him regarding the few minutes before the shooting," the prosecutor added. "We certainly want to find out what he saw or heard."

## Widow Files for Estate

Application for appointment as administratrix of the slain Toledo post office robber's estate was made yesterday by his widow, Mrs. Mary Urbaytis, 618 Russell street. She filed a preliminary estimate of his possessions as including only a 1942 auto valued at \$2,000. A preliminary estimate does not necessarily include all possessions, it was pointed out.

Mr. Rhinefort last night ordered released Mrs. Delphine Smith Gilbert, 30, blonde waitress in the Bon-Aire supper club, Woodville road, where Urbaytis was slain and which he owned. She had been talking at the bar with Burns shortly before the shooting and heard the shots. She had been held as a witness.

# Urbaytis Death Suspect Missing; Motive Sought

Waitress Still Held As Prosecutor Pushes Slaying Investigation

Frank E. Burns, 69, sought in connection with the murder of Joe Urbaytis in the latter's unlicensed Bon-Aire Supper Club in Woodville Rd. early Tuesday, still was at large today.

Meanwhile, investigators sought in vain for information concerning the motive for the slaying from Miss Delphine Gilbert, 30, of 117 17th St., a waitress at the Woodville Rd. night spot, and Emerson F. Peters, 1223 Drouillard Rd., with whom Burns resided.

Although both admitted knowledge that the Bon-Aire Club had been operating for some time as an unlicensed bar and a gambling establishment, Joel Rhinefort, county prosecutor, and Sheriff Charles Hennessy disclaimed responsibility for the failure of county authorities to crack down on it.

## Waitress Still Held

Mr. Rhinefort questioned the waitress for nearly an hour yesterday after she was taken into custody by a sheriff's deputy at her residence. Stating he was not satisfied with her story, the prosecutor ordered Miss Gilbert, also known as Delphine Smith, to be held at the county jail for further grilling today.

Peters and his wife also were summoned to the prosecutor's office for questioning today.

According to Mr. Rhinefort, the nervous, blond waitress admitted she was talking at the bar with Burns a few minutes before the shooting. But, she added, she could not say where the elderly suspect was when she heard the sound of the two shots that killed Urbaytis.

Peters was picked up for questioning by a sheriff's deputy who found him trying the door of Burns' auto, parked in the 300 block Monroe St., late yesterday afternoon, Lieut. Alfred Bartkowiak

## Peters Out Of Town

Peters told Lieutenant Bartkowiak that he had last seen Burns at midnight Tuesday in the Turf Grill, 324 Monroe St., but denied knowledge of the suspect's present whereabouts or that he was being sought for questioning.

Peters was released last night after telephone calls to relatives established that he was out of town when the ex-convict member of the Toledo postoffice robbery gang was slain, Lieutenant Bartkowiak said.

All eight men held as material witnesses to the slaying were released yesterday after the three, who testified at a coroner's inquest, said they had not seen the actual shooting. Most of the more than a score of patrons of the night spot fled in a panic before police arrived.

## Knowledge Admitted

Mr. Rhinefort yesterday said he had informed Capt. Arthur Kaufman of the sheriff's office concerning the Bon-Aire Club last summer. Sheriff Hennessy admitted he knew of the establishment, but said "certain people were interested in seeing it kept open, because they wanted to check on what went on there."

The sheriff implied that the "certain people" were federal agents. An FBI spokesman has denied that agency made any such request.

# Reward Being Raised In Urbaytis Slaying

In an effort to speed the arrest of the slayer of Joseph Urbaytis, one-time Toledo Post Office robber, who was shot Nov. 5, Chester Urbaytis, his brother, is seeking to raise \$1,000 as reward leading to the conviction of the killer.

Urbaytis was shot and killed during the early morning hours when he answered the rear door of his East Toledo Bon-Aire Supper Club in Woodville Rd.

Numerous persons who had been in the night spot at the time of the shooting already have been questioned and others are expected to be brought in for examination, Joel S. Rhinefort, county prosecutor, said today.

# Funeral Held For Urbaytis

## Slayer of Ex-Bandit Still at Large

Joe Urbaytis, 47, leader of Toledo's 1921 post office robbery, went to his grave in Forest cemetery yesterday with his killer still at large.

As police and sheriff's officers anticipated a voluntary surrender of Frankie Burns, 69-year-old underworld character, a circumstance that had not developed late last night, Prosecutor Joel S. Rhinefort delved into angles of the case other than the actual shooting in the Bon-Aire supper club, Woodville road, owned by the victim.

The prosecutor indicated the shooting, unseen so far as police have been able to determine definitely, may have occurred over more than just a heated quarrel between the former notorious bandit and the gunman.

## Burns Seen Earlier

Burns, who was seen a few feet away from the scene of the shooting a few minutes before it occurred, disappeared immediately after and has not been seen since. Detective Capt. Arthur Kaufman and Detective Lieut. Alfred Bartkowiak of the sheriff's office want him to tell what he knows.

The services for Urbaytis were held without a minister yesterday in his home at 618 Russell street, attended by friends, his wife, Mary, and other relatives with the exception of Chester Urbaytis, a brother, with whom Joe had quarreled on his release from prison three years ago. The brother tried to attend, but became involved in fistcuffs with Mrs. Urbaytis' brother, Louis Bladzinski, on the porch. He finally went to the cemetery and after the burial swore out an assault and battery warrant against Bladzinski.

# Slaying Case Break Seen

## Prosecution Gets New Urbaytis Evidence

A definite break in the Joe Urbaytis murder Nov. 5—the clearing up of the motive if not the actual arrest of the killer—was anticipated last night by Prosecutor Joel S. Rhinefort as he studied information which came into his possession yesterday as he was trying another murder case.

Mr. Rhinefort admitted the documents concerned the slaying of the once notorious Toledo post office robber, who for three years was the nation's most sought bandit.

## To Interview Several

The prosecutor said he still definitely wants to discuss the slaying with Frankie Burns, ex-convict, missing in his Toledo underworld haunts since the morning of the killing, and who was in Urbaytis' supper club, scene of the murder, a few minutes before the former robber was shot and killed.

At the same time, Police Sgt. William Gray of the Police Morals squad denied that a seizure of a quantity of untaxed liquor in an East Toledo home yesterday had any connection with the slaying.

"It was a simple raid of untaxed whisky and nothing else," he insisted.

Prosecutor Rhinefort said his information would compel him to interview several persons heretofore unmentioned in the case.

# Urbaytis Murder Weapon Stolen From Policeman

NOV 20 1946

Revolver Found In Lot Identified As One Taken From Captain Timiney's Auto **BLADE**

The two bullets that killed Joe Urbaytis in his Bon-Aire Supper Club Nov. 5 came from a .38 caliber revolver stolen from Capt. George Timiney of the police division June 15, it was revealed today.

Identification of the weapon, found on a lawn in Park St. near Lagrange St. last Friday, was announced as sheriff's deputies questioned James R. (Russ) McCawley, 29, Bon-Aire Club bartender, arrested yesterday as a material witness to the shooting.

Lieut. Alfred Bartkowiak of the sheriff's office and Inspector Joseph Fruchey of the Toledo police, expressed the joint opinion that the murder weapon, from which two of five bullets had been fired, had been deliberately planted in the lot.

Captain Timiney reported the weapon stolen from the glove compartment of his auto parked at Huron and Adams Sts. between 10:30 p. m. June 15 and 1:30 the following morning, the two investigators said. Captain Timiney has been confined to his bed with injuries suffered in a fall at his home last month, they added.

Although the murder weapon and its holster were lying in wet grass when found, there was no trace of dampness on them. It was identified as the pistol used by the gunman who shot the Toledo postoffice bandit by Capt. Arthur Eggert of the Toledo police identification bureau, who also obtained fingerprints from the gun.

Turn to Page 6, Col. 2

## Urbaytis Murder Gun Identified

NOV 20 1946

Weapon Stolen From Captain Timiney's Car

Continued From First Page

McCawley, arrested at 3 p. m. yesterday, has admitted being the author of a note naming Frank Burns as Urbaytis' slayer, which was found when morals squad officers raided his home, 1329 Felt St., earlier in the day, Lieutenant Bartkowiak said.

The note, addressed "To Whom It May Concern," read:

"If anything happens to me, call the police and tell them that Frankie Burns shot Joe Urbaytis." Lieutenant Bartkowiak said the Bon-Aire bartender told him he wrote the note because he feared bodily harm, but did not elaborate on what he expected to happen.

McCawley denied he was a witness to the shooting but admitted being in the supper club at the time, Lieutenant Bartkowiak said. He told the officer Burns also had been in the club that night and had been "very troublesome."

Talked With Waitress

The bartender said he has had two telephone conversations since the shooting with Delphine Gilbert, 117 Seventeenth St., 30-year-old Bon-Aire waitress, and that the two of them had discussed the story they would tell police authorities, Lieutenant Bartkowiak reported.

Miss Gilbert was to take a lie detector test yesterday, but her attorney informed Lieutenant Bartkowiak she was ill and unable to appear.

Besides the note, morals squad officers who raided the McCawley home found and confiscated a small quantity of out-of-state liquor.

# Urbaytis Killer's Fingerprints Found

TIMES

NOV 21 1946

Police Silent on Check of Files; Hunt Pushed for Frankie Burns **7488**

Fingerprints found on the stolen police revolver which killed Joe Urbaytis, once-notorious post office robber, may convict the slayer, deputy sheriffs believed last night.

However, Inspector of Detectives Joseph Fruchey and Lieut. Alfred Bartkowiak of the sheriff's office remained silent on whether the prints discovered by Detective Capt. Arthur Eggert checked with anyone in the police files.

The weapon was found last Friday on a Park street lawn near Lagrange street. It was stolen June 15 from an auto parked by Detective Capt. George Timiney at Huron and Adams street. Captain Timiney is recovering from injuries suffered Oct. 27 in a fall down a stairway in his home.

Ex-Convict Hunted

Meantime, the sheriff's office has widened its search into other states for missing Frankie Burns, 69-year-old former convict, missing since the morning of the murder.

Witnesses placed him at the scene a few minutes before the shooting. Lieutenant Bartkowiak still is holding James Russell McCawley, 29, who admits writing a note to tell police Burns killed Urbaytis, in case something happened to him. The note was found in McCawley's home, 1329 Felt street, during a raid for untaxed liquor Tuesday.

The bartender explained he wrote the note because he feared bodily harm, the lieutenant said.

Waitress Reported Ill

The sheriff's officer also reported McCawley admitted he had talked over the telephone twice to Delphine Gilbert, 30, of 117 Seventeenth street, waitress in Urbaytis' night club, and that they had discussed what account of the shooting they would give police.

The waitress was scheduled to take a lie detector test Tuesday. However, her attorney reported she was ill and could not submit to the test, Lieutenant Bartkowiak said.

## TOLEDO BLADE: THURSDAY

Lieut. Alfred Bartkowiak of the Sheriff's office said.

Frank E. Burns, named a suspect in the coroner's murder verdict in Urbaytis' death, still is at large.

The murder weapon was found on a driveway on Park St. near Lagrange St. Friday. Both Lieut. Bartkowiak and Inspector Joseph Fruchey of the Toledo police said it obviously had been planted there a short time before. The revolver was stolen from the auto of Detective Capt. George Timiney on the night of June 15.

ay, November 22, 1946

# Prosecutor To Aid Probe To Aid Probe

NOV 22 1946

Prepares to Enter Urbaytis Case **7488**

Prosecutor Joel S. Rhinefort, tied up for a week in a murder trial, will confer today with Capt. Arthur Kaufman and Lieut. Alfred Bartkowiak of the sheriff's office regarding evidence in the slaying of Joe Urbaytis.

The slayer still is at large, with the investigators centering their search on Frankie Burns, 69-year-old missing ex-convict.

One of the persons to be questioned, this afternoon probably, will be James R. McCawley, 29, bartender in Urbaytis' Woodville road Bon-Aire supper club, where the shooting occurred Nov. 5.

Note Discovered

McCawley was picked up for questioning after the Police Morals squad, looking for untaxed liquor in his home, 1329 Felt street, came across a note stating that "if anything happens to me, Frankie Burns shot Joe U."

According to Lieutenant Bartkowiak, McCawley in a preliminary statement said he and Delphine Smith, 30-year-old waitress in the club, had discussed what stories they would tell the police.

The sheriff's officers have asked her to submit to a lie detector's test. She has agreed to the test, but her illness has delayed it.

Prints Too Vague

Hope that fingerprints on the murder gun, found a week ago on a Park street lawn, might help convict the slayer was dashed yesterday when it was revealed the prints were too vague for comparison, officials said.

As an aftermath of the shooting Municipal Judge Edgar Norris yesterday fined Louis Blandzinski, brother-in-law of the slain bandit, \$25 for assaulting Chester Urbaytis, Joe's brother, in an attempt to keep him from the funeral. Blandzinski was found guilty and asked for a new trial, which was denied.

# Tell of Prowlers, Finding of Gun

NOV 23 1946

TIMES



Richard Warchol, 20, of 17 West Streicher street, left, was one of two witnesses who yesterday said prowlers returned to the neighborhood where the stolen police gun used in the Election day slaying of Joe Urbaytis was dropped in a nearby yard. The prowlers tried to force their way into the Warchol home last Friday at about the same time police believe the revolver was either

thrown away or lost in flight. Young Warchol was shot accidentally in the leg on the opening day of the hunting season. John Osuch, 14 West Park street, at right, a neighbor of the Warchols, points to the spot behind a shrub in his yard where the gun was found 10 days after the murder. The revolver was stolen six months ago from the auto of City Detective Capt. George Timiney.

—Times Photos

The police gun stolen from Capt. George Timiney and used in the Election day slaying of Joe Urbaytis, Toledo post office robber, may have been dropped in flight rather than "planted" in the West Park street residential section.

Newspaper investigators yesterday learned prowlers returned twice to the vicinity where the gun was discovered a week ago, apparently searching for the murder weapon.

The revolver and holster were found behind a shrub at the side of John Osuch's residence, 14 West Park street, five blocks from 2929 1/2 Lagrange street, where the slain man's mother, Mrs. Anna Urbaytis, and brother, Chester, reside.

First report that the prowlers had returned came from Richard Warchol, 20, a war veteran who was accidentally shot in a hunting accident at Napoleon on the first day of the season.

The Warchol family was awakened by someone trying their screen door Friday at about 2:30 a. m., the hour police believe the murder gun was dropped. They reside at 17 West Streicher avenue, along an alley passing near the Osuch home.

Dogs Bark Furiously

Stanley Warchol, the youth's father, heard someone strike a taut wire clothesline in the yard and then leap the fence and run down the alley. Dogs in the neighborhood then began to bark furiously.

Since the wire fence is nearly six feet off the ground, Mr. Warchol assumed the prowler was a tall man.

At about 2:30 Saturday, the following morning, Richard, who is confined to bed by his injury, heard, the clothes line singing again. It is fastened to the garage and makes a noise when the garage door is opened.

"A few minutes later I heard an auto start up and move away," Richard said.

Auto Reported Entered

Ray Grayczak, Holland, O., son-in-law of Mr. Osuch, found the revolver Friday at 10 a. m. when he came to visit his relatives. He reported his auto was entered Sunday while parked outside the Osuch residence.

Investigators believe the prowler

might have become frightened by the commotion in the neighborhood and dropped the gun as he ran between the Osuch house and that of a neighbor.

Mr. Osuch said he was first awakened Friday by a car door slamming. He then heard the wire clothesline humming and the dogs barking. Mr. Osuch failed to discover the revolver since he left home by the front door when going to work.

Did Not Notice Strangers

Neighbors believe the prowler may have visited one of the five neighborhood taverns along Franklin avenue earlier. One night club, at the corner of Franklin avenue and Streicher street, is open until 2:30 a. m. It is several doors from the Warchol residence. The manager said he did not notice any strangers in the place before closing time.

It was learned yesterday Frankie Burns, an ex-convict who has been sought as a material witness since Urbaytis was slain at his Bon-Aire club on Woodville road, did not leave the city until the day following the killing.

Burns, who was in the club on the morning Urbaytis was shot twice with the police officer's revolver, visited a tavern with his landlady the night following the murder.

Police sources said he also was seen in a club at Monroe and St. Clair streets on the same night. A detective said several of Burns' friends approached him and told he was wanted in the murder.

Believed Panicked

Burns was quoted by the detective as telling his friends: "Well, here I am if they want me."

One police theory is Burns became panicky when he read newspaper accounts that he had been identified by witnesses as the killer and fled. No such evidence has been uncovered.

Discovery of the murder weapon after his disappearance lends credence to the belief Burns may not have been the actual slayer, but "knows too much," an investigator said.

Burns' auto was found abandoned in front of the Monroe street cafe after he disappeared.

Captain Timiney's revolver was stolen June 15 from the glove compartment of his car which was parked at Huron and Adams streets. Captain Timiney, who reported the theft the next morning, said the compartment apparently had been forced open with a screw-

# Hunt for Urbaytis Murder Gun By Midnight Prowlers Hinted