Man on Trial for Murder Places Blame

on State's Witness.

ATTORNEY SPRINGS A SURPRISE

Laborer at Hospital Says Ham Pak

Was Not Killed by Robbers'

Blows, but by Chlore-

Charles Pumphrey, on trial for his life

Thursday afternoon and denied having anything to do with the murder or robbery

of the Chinaman. He placed the entire

blame for the tragedy on Basil MBullen,

the 17-year-old boy who testified yester-

day that it was Pumphrey that did the

trial was the endeavor of Attorney Yeiser

for Pumphrey to show that Ham Pak ded

not die from the seven wounds in his head

or the double fracture at the base of the

skull, but from the effects of chloroform

This evidence was given by George W.

Weigel, a laborer, who said he was at the

hospital when Pak was brought in and

placed on the operating table. He said

the Chinaman's face and start to sew up

some wounds in the forehead. The China-

man, he said, raised up and put his hands

surgeons. One of them, he said, administered chloroform and in a few minutes

Pak quit breathing. The surgeons worked

On cross-examination Mr. Welgel testi-

fied he was positive this happened on Sunday, about July 9, while Pak was found

and the operation on him performed Thurs-

Pumphrey Takes Stand.

to the night of the murder with his sis-

ter, where he helped drink several pitchers

of beer. He said he was at the Ham Pak

restaurant about 5 o'clock in the evening

and went with Allmack to a saloon, where

they drank. Then he went to his room

and about 7 o'cleck went to call on Anna

Parr, whom he testified he was engaged

to marry. He said he remained with her

until two minutes before 12 o'clock, when

Allmack caled for him and they went

away together. He said Allmack had

called for him about 8 o'clock, but he had

refused to go away with him. The second

time he called they went out and got a

drink and landed at the restaurant about

he had been at the restaurant all the even-

kitchen. Going back he saw Mullen beat-

"I said, 'For God's sake, don't hit him

Assatiants Leave Town

"I said I wouldn't take it." he centinued.

"and Mullen pulled a loaded revolver and

said, 'Take it. You're in this, and if we

At St. Louis he said he took an assumed

name at Mullen's suggestion and afterward

changed his name back to Pumphrey and

got some money from home under that

name. He declared he wanted to come

His sister, he said, who had gone to St,

not want to give myself up directly, so I

wrote a postal to Anna Parr and signed

my name "Doc." as I was always called.

I hoped the detectives would get on to it

Arrested in Arkansas.

Ravenden Springs, Ark., where he was ar-

rested and brought back to Omaha. He

On cross-examination he denied ever see-

ing the fatal club, except when it was in

Parts of his story were corroborated by

Anna Parr and George W. Moore, a drug

clerk, who said Pumphrey was not the man

who tried to buy chloroform of him on the

night of themurder. Mrs. Skelton, his sis-

ter, also sorroborated his statement he was

at her house in the afternoon. - Mrs. Manda

Roe, Pumphrey's mother, was on the stand

but objections were raised to questions

Attorney Yeiser then asked to have the

cell at the county jail in which Mullen is

alleged to have written a confession on the

court also rejected the offer at the present

County Attorney English Thursday

forenoon dismissed the second count in the

trial for the murder of Ham Pak, making

possible one of three verdicts. The jury

will either have to convict with the death

penalty attached, convict with imprison-

was dismissed was the one charging pre-

meditated murder, under which second de-

been returned. The first count which re-

Sheriff McDonald has gone to Lincoln to

bring back four inmates of the penitentlary

Bowen, Charles Price, alias Charles Rog-

ers; Charles Williams and William L. Wil-

fiams, all of whom are serving sentences

for orimes committed in Douglas county.

They will testify as to alleged conversa-

have made admissions which would dis-

credit his testimony. Judge Troup Thurs-

Donald will secure an order from Governor 150 Stuart Bldg; Marshall, M

mder a verdict of guilty.

asked her and she did not answer them.

to kill him.

he did so.

and come and get me."

the hands of Mullen.

are caught you will suffer with us." "

to me, 'Shut up, or I will hit you." "

over him trying to bring back his breath,

but falled.

12:40 o'clock.

robbing the Chninaman

ing the Chinaman,

DENIES

Get=Rich=Quick

Wallingford said:

"It always helps some to remember that in this big United States people have been saving up money for years, just waiting for me to come and get it."

Which led to this reflection:

"I've never taken a fall out of the insurance game, and it sounds good. Ten cents seems like a piker game, but when we've got 250,000 members, that trifling ante amounts to \$25,000 a month."

The conclusion is a live-wire story of credulous savers and an unscrupulous spender; it is the second story in MR. GEORGE RANDOLPH CHESTER'S Get-Rich-Quick series; it is called

Profitable Benevolence

and it appears in the Christmas Number of

THE SATURDAY EVENING POST

\$2 pages, of all newsdealers, at five cents the copy; \$1.50 the year by mail.

The Curtis Publishing Company, Philadelphia, Penna.

BRIEF CITY NEWS

Rinehart, photographes, 18th & Farsam. A. E. Bischie removed to 503 Brandels

J. A. Rervan, Tailor, 506-10 Brancols Bidg., will make a suit to please you.

ind Harney streets. Diverse for Honsupport-Nora Riley has changes in his office force. Riley in Judge Redick's court. She of the gas commissioner is becoming more

charged nonsupport. Saratoga Congregational church will give show a surprising tendency toward enlargea New England dinner Friday evening and

also conduct a sale. church, Ninteenth and Davenport streets. next Priday and Saturday. Dinner Priday 6 p. m. Tickets, 35 cents.

hadies of the First Christian Church Twenty-sixth and Harney stroots, will hold a rummage sale every Saturday. encing 12 e'cleck, December 7.

If you will bring your policy of the National Mutual Pire Insurance company, which has failed, to the Brennan Lova company, Room 1, New York Life building, we will protect you until expiration. Iowa College Gise Club-The Iowa College Glee club of Grinnell will sing at the St. Mary's Avenue Congregational church Friday night, December 20. This is the fourteenth annual tour of this organization and pross reports indicate the club is better this year than ever.

flight Bamage from Flames-A small fire occurred at Patrick H. Carey's rooming house, 402 South Eighteenth street, at 7:50 o'clock Thursday morning. The department responded and put it out before it gained much headway. The fire was set by a lighted match being thrown on the floor. The damage to the house and furniture was about \$26.

the Omaha Life Underwriters' association securities and real estate of all kinds. will banquet at the Millard hotel Saturday evening and listen to a number of addresses by business men. Among the speakers will P. Gould, who lives on E. G. Holomon's be President Arthur C. Smith of M. E. farm near Benson, was cleared up Wednes-Smith & Co., wholesale dry goods dealers day, when Mr. Gould shot a fifty-pound and manufacturers of clothing. The din- wolf as it was in the act of devouring one per will be at 6:30 o'nlock.

Lamp Cannes Little Pire-The fire department was called to Mrs. Kate Reininger's rooming house at 23 South Twentieth street at 1:15 o'clock Thursday moraing. A lamp had been dropped on the the first shot. It is believed there are floor and the oil caught fire By quick other weives in the same locality and a work the fire department was able to put search will be made for them. out the fire before any considerable damage was done. The floor was damaged to the expent of about \$80.

Case Sess on With Mieven Jurors-During the argument in the case of Henry midt against the Union Pacific Raffrond many for \$15,000 damages Thursday afternoon Juror J. W. Gifford of Belden was taken sick with a stemach trouble and the ments had to be suspended. Juror Gifford's illness was not serious, but by agreement of the attorneys the case will be; proceeded with the panel of eleven

milkmen Must Obey Law-Reports recelved by the health commissioner show that some of the retall dealers in milk are torgetting the terms of the milk ordinance and he announces his determination to en-force the law in all cases. One report recently received shows that in milk offered for sale in the usual way, the butter fat aggregated but 8-10 of 1 per cent and the percentage of solids was little higher than

Furny Walnu Wrip Meters Office-County Transper-cloot Frank A. Pursy, mocompenied by his mother, left last even-ing for Cleveland, O., where they will visit Mr. Furay's brother, who is managing adder of one of the daily papers there.

They will also go to St. Louis, where they will visit Mr. Furay's sister. Mr. Furay intended leaving last week, but was delayed because of a bad attack of tonsilitis. He will return to Omaha December 18.

Lealie Shortens His Porce-County Judge Leslie will make no changes in his office for the second term, but will get along with one employe fewer than is or-Christmas sale and turkey dinner in dinarily employed in the office. When parlors First Presbyterian church Friday. Martin Sugarman resigned to attend law school Judge Lealle decided to appoint no We always have Rook Springs Coal one to the vacancy, but to divide the work Central Coal and Coke Co. of Omaha, 15th among the other clerks in the office. County Surveyor Beal will make no

ment take the bills to the city hall and request inspection of meters. Inspections so Annual Bannar at First Congregational far show the company is losing rather than to be wrong and three of the five are too slow, while the other two are too fast.

Court Orders No Damages-Judge Estelle Thursday directed a verdict for the defendant in the suit of Peter L. Adsbol against the Omaha Packing company for \$5,000 damages for personal injuries. Adabol was working on repairs to the old Hammond packing plant, when he caught his foot on a protruding nail and fell, breaking both legs, Judge Estelle held the work he was in was extra-hazardous and that he assumed all risk when he entered upon the secupation, and hence was not entitled to

recover from his employers. General Real Estate Firm-The Albambra Real Estate company has filed articles of incorporation with the county clerk enabling it to transact a general real cutate business and to invest in securities and real estate property. The capital stock is at once. William A. Sutherland, William near each other on Thirty-sixth street. L. Mardis, George W. Hubbard and William F. Wahi are the incorporators. Mr. Sutherland Thursday said the company was

Wolf is the Chicken Thiof-The mystery of the disappearance of the poultry of M. of his chickens. The animal was noticed prowling around the place and after a search was located near the barn just after it had caught the chicken. Mr. Gould got his gun and brought the prowler down at the first shot. It is believed there are

C. P. Bills Leads Prayer Meeting-Carlin F. Ellis will be the leader at the regular Young Men's Christian association rooms heir friends. Friday ason, from 12 to 12:30 o'clock, John Dale will deliver an earnest message to men on the funday school les-son, "Ruth's Wise Chelce." Bible classes for men meet every Friday evening from 6:45 to 7:30. There are six classes studying the systematic and graded courses prepared by the international committee. The men meet for supper and social fellowship at

Announcements, wedding stationery and calling cards, blank book and magazine 'Phone Doug. 1904. A. I. Root, Inc.

Building Permits. John E. Reagan, Thirtieth and Sprague streets, four frame dwellings, \$1.000 each; J. B. Leland, frame shop, Twenty-fourth street and Ames avenue, Elfo; Theodore Jenson, frame dwelling, Silo Scuth Nineteenth street, B.500; Union Pacific Railroad company, brick pump station; Elgoth and Cass streets, B.500; G. F. Christianen, frame dwelling, Thirty-second street and Kansaca avenue, \$1.000 behaved Spellman, frame dwelling, 1815 Manderson street, \$1.000; Frad Shomberg, frame dwelling, 618 North Thirty-seventh street, \$1.000.

Private car party leaves Omaha for tour of Old Manico, second week in January, taking in all points of interest in the Republic. Tour lasts 21 days. Computent guide and interpreter. A few reservations left. Our rates, including transportation, berths and meals, are very ressonable. Write for itinerary and further information. WESTERN TOURIST ASSOCIATION, ATLANTIC, FOWA

Would you like to go to

Our Letter Box

Contributions on timely topics invited. Write legibly on one side of the paper ealy, with name and address appended. On request names will not be prefurned. Letters exceeding 300 words will be subject to being cut down at the discretion of the editor. Publication of visws of correspondents does not commit. The Bee to their endorsement.

OMAHA, Dec. 3 .- To the Editor of The Bee: Will you please permit me to correct, so far as I can through the columns popular is shown by the nature of the com- injurious impression that has been given Women Give Dinner-The women of the plaints received. People whose gas bills publication in the daily papers by Health Commissioner Connell to the reporters of gaining by the condition of meters. An Martin, not alone for us, but in justice average of five meters out of 100 are found to the Omaha General hespital and the able Mr. J. P. Jensen.

when at the house of my brother.

We did at one time deliver milk to the residence of C. S. Montgomery and at Mr. Exclid Martin's, but neither they or anyone else ever contracted any fever or other contagious disease from any milk, wagon or person connected with us or our business. The Martin and Montgomery fami-\$200,000, of which one-half is to be paid up lies are related to each other and live We deliver our milk to some two hundred different families in this city and it is a little significant that of these the Martin Underwriters at Banquet-Members of formed to invest in mining stocks or other and Montgomery families or those in their neighborhood are the only ones affected

> to be worried over these two or three cases, as they are not quarantined. It has been reported and published in the papers that Christensen Brothers were to be arrested for not having reported to the health department that there was such a disease at our dairy, and yet no warrants have been lasued or steps taken toward it. We are ready when the opportunity comes to prove to the satisfaction of the court. the public and the Martin and Montgomery families that no such disease ever emanated from us or our dairy. We believe in earlitary measures. It is to our interest to keep and maintain a sanitary dairy. We Friday evening prayer meeting at the have spent much money to improve every this week and young men who believe in Not only this, but have been and are ready prayer are invited to be present and bring to assist in stamping out and destroying any contagious or infectious disease. There seems to be a misunderstanding and wrong impression given by the health inspector, and the daily papers about milkmen gener-

> > sented or misunderstood. and all of our attention is given to its interests. Dr. Connell, the head of the health

Respectfully. CHRISTENSEN BROS.,

ely wrongful and ters, and when he came back Alimack said the press throughout the city on matters concerning the typhoid fever at the residences of C. S. Montgomery and Euclid physicians who attended and discharged

Most emphatically and positively there has never been any case of typhold or other fever at or near our dairy at Fiftyfirst and Dodge, as reported. We are not now and never have been quarantined. Mr. J. P. Jensen, who was discharged from the Omaha General hospital, was for a few days after his discharge at the residence of Mr. C. A. Christensen, but he never was at the dairy or near the cown or the milk and was not in our employment. He had no indication of any fever

if the disease is to be attributed to us.

But the health department does not seem

ally. There are no more loyal, sanitary or health-promoting business mon than the milkmen, and yet none are more misrepre-

We keep a sanitary and up-to-date dairy, aspected by the state and local officers, department, came out to our dairy last Monday, the 38th of November, after having heard of the slekness in the Montgomery and Martin families, and ordered us ment for life, or acquit. The count which to buy milk from the country for our customers, but having made semething of an examination as to Mr. Jensen's condition gree or mansiaughter verdicts might have and learned that Mr. Jensen had nothing to do with our dairy or milk, the following mains charges murder while committing a day he countermanded the order and told rebbery, and either the death penalty or us to sell as before, but the newspapers imprisonment for life must be prescribed have, either from Mr. Connell's report to nem or by the imagination of the reporters, falsely reported that the disease at the above named place was traced and atto testify for the defense. They are Jim tributed directly to our dairy, and that wa were quarantined both of which statenents are false and injurious, and we are trying to locate and fix the responsibility.

By John Christensen. to the dyspeptic. Electric Bitters cure dyspepeis, liver and hidney complaints and day morning issued an order requiring the we will at once send you by mail a sample debility. Frice 60c. For sale by Beston appearance of the convicts and Sheriff Mo-

CRIME Sheldon permit back to Omaha. Sheldon permitting them to be brought Skull Evidence in Trial.

Ham Pak's skull was one of the gruesome features of the trial Thursday morning. It was taken to the court room by Dr. Lavender, pathologist, who performed the post-mortem examination, but was not placed on exhibition by the county attorney. It remained on one of the tables Lavendor testified there were seven wounds in the head and that death was caused by a double fracture at the base of the skull. Detective Mitchell, who went to St. Louis to get Allmack, testified he found the watch and ring stolen from Ham Pak's trunk in a pawn shop, where in district court, charged with the murder Alimack had secured money on it, and of Ham Pak, went on the witness stand Detective Drummy told of securing Pak's watch from Pumphrey on their way home from Pocahontas, Ark., where Pumphrey

was arrested. Considerable amusement was caused by the examination of Jack Maoi, a Jap, who identified the watch and ring taken from killing. Another startling feature of the the trunk as his. He said he gave them to Ham Pak to keep two days before the

murder. Heathens May Testify. Attorney Yelser for the defense objected to Naol testifying on the ground he was administered by the surgeons who were the subject of a heathen nation and not competent to give evidence. The objection was overruled. Nact gave his direct evidence through an interpreter, asserting he could not understand English, Mr. Yelser in the beginning of the cross-examination he saw the surgeons wash the blood from talked English directly to the witness, who answered in English. When Yelser asked him if he had not been asked to contribute to a fund to prosecute the slayers of up to his forehead, interfering with the Ham Pak, the witness shook his head. 'No understand," he said.

"Don't you know what money is?" asked "No understand," said the witness,

blankly. "What's this, is this mency?" Mr. Yelser again asked, holding up a dollar.
"No understand," repeated the witness,

OUR JIM FIRST TO ORATE Pumphrey was the second witness. After Mayor Will Uncork the Bottle of Eloreviewing his previous life he said he had quence at the Bryan spent the afternoon of the day previous Banquet.

and the cross-examination closed.

The program for the Dahlman Democracy banquet has been ararnged and the cards for dinner are now being prepared. George Rogers, president of the club, will introduce the toastmaster, John H. Atwood of Kansas. The subject to be treated by Mr. Bryan is not announced, but that of other speakers, and the order, are:

Mayor Dahlman, "Municipal Problems;" Henry C. Richmond of Frement, "The Country Press in Politics;" James Manahan of Minnesota, "The System;" James A. Reed of Kansas City, "The Attitude of Missouri;" M. V. Gannon of Iowa, "The Occasion of the Man;" J. A. Rountree of Alabama, "A Voice from the South;" Wil-He denied the testimony of Mullen that liam Jennings Bryan, subject to be selected.

ing. The three of them, he said, played The sale of seats for the dinner is procards until half an hour or so and then gressing favorably and the prospects are went to sleep, waking up about 1:55. He that the capacity will be taxed by those declared not a word had been said about who desire to feast with the coming presidential candidate and his friends. At 2 o'clock, he said, Allmack turned out

the lights and he heard a scuffle in the Passed Examination Successfully. James Donahue, New Britain, Conn. writes: "I tried several kidney remedies, and was treated by our best physicians for any more," " he testified, "and Mullen said diabetes, but did not improve until I took Foley's Kidney Cure. After the second bottle I showed improvement, and five He said Han Pak came to and Mullen bottles cured me completely. I have since hit him again several times with the club. passed a rigid examination for life insurbottles cured me completely. I have since He declared he was so frightened he could ance." Foley's Kidney Cure cures backnot hold a candle Mullen gave him. Mullen | ache and all forms of kidney and bladder went into the Chinaman's sleeping quartrouble. For sale by all druggists,

The Business Man's Train

they would have to get out of town, and they all-went to the depot and took a Rock CHICAGO, MILWAUKEE & ST. PAUL Island train for Chicago. Pumphrey said RAILWAY he had no previous knowledge of the mur-Leaves Omaha Union station at 6 p. m. der and did not know until they had gotten fifty miles from Omaha that a robbery had arrives Union station Chicago (in the heart been committed. He said he ran away beof the city) at 8:30 a. m. This train carries cause Mullen threatened to kill him if he electric lighted Omaha aleeper and composite observation cars. Comfortable coaches and unexcelled dining car service. On the train he said Mullen took him TICKETS-1524 Farnam st., Omaha, into the closet and handed him a 230 bill.

When you have anything to sell adverise it in The Bee Want Ad Columns.

NO DEFICIT AT FIELD CLUB Only House Committee Comes Out on the Wrong Side of the Ledger.

back and give himself up, but Mullen threatened to kill him if he did. He said "The impression that there is a deficit in the finances of the Omaha Field club is he bought a ticket for Kansas City, but wrong," said Secretary J. W. Hughes, Alimack tore it up and Mullen threatened Thursday. "The club has paid off \$3,000 of bonded indebtedness during the year and has a balance on hand of \$1,000, showing an Louis to see him, also urged him to flee excess of income over current exepenses of and stay away two or three weeks before \$4,000. The impression that there was a degiving himself up, and at her suggestion ficit was caused by the fact that the state-"I wanted to come back and tell it all, but ment shows the house committee to have exceeded its apportionment about \$800." she told me I had better wait two or three weeks. I was afraid of Mullen, and did

The Lunch Counter

Is the Cause of Dyspepsia and Indi-gestion, Catarrh of the Stomsch After working in Memphis, he went to and Heart Disease.

was going under the name of Earl Farrell Bine-Tenths of Those Who Est There Bolt Down Their Food.

> The next time you eat at a lunch counter just you watch the people opposite. Look down the whole line and notice how they holt down their food, washing it down with hot coffee or cold water. First they take a large bite and then a drink, a bite and a drink, hurrying through their meal in flye or ten minutes

Many of them don't know the correct way to eat, while others are so intent on money-making that they will not take the time to eat properly.

The lunch counters create a great demand for Stuart's Dyspensia Tablets, for every one now knows that they assist the stomwall introduced in evidence, but his testi- ach in digesting the food that has been mony on the subject was ruled out and the suddenly forced down into it. Health should be the first thing sought

for in the battle of existence. With a sound body all things are posaible to man, while ill-health handloaps information against Charles Pumphrey, on him. The dyspeptic is usually grouchy and

cannot meet his fellow-man in the proper spirit to win his confidence and esteem. Many & fine proposition has failed because a dyspeptic was back of it. dyspeptic conditions prevail, neither doss any organ of the body.

Take Stuart's Dyspepsia Tablets until you cure yourself of indigestion, catarrh of the

stomach and dyspepsia, and your heart, liver, brain and all the organs of the body will perform their functions properly and you will be in sound health. Don't give up in dispair, but get right and all things will come your way and

fortune will again smile on you. You can purchase Stuart's Dysposuia Tablets anywhere on earth. They have become a family necessity everywhere. They are 50 cents per package. Bend your name and address to-day and

Our New Style Books

For the Fall and Winter of 1907-8 are fresh from the press and ready to mail to our outof-town customers.

The book for Men contains many handsome illustrations of Fall and Winter Suits and numerous samples of the goods from which the Suits are made.

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With these books in hand you can buy Clothing and Furnishings as easily and cheaply as you could if you were in our Big Store. When you write state which book you want. THEY ARE FREE.

OMAHA.





I have a list of several nicely improved irrigated farms in the Big Hora Basin that can be rented for a share of the crop.

These rich irrigated farms are close to railroad and you have a good home market for everything raised.

Why not rent for a year or two and see how Get your digestive apparatus in perfect you like the Basin before buying.

Go with me December 17th (Round Trip \$20.00), and I will personally showfyou these farms.

You can secure very favorable terms, and your choice of several desirable farms if you will write me today. Get your application in early.

D. CLEM DEAVER, General Agent, Land Seekers' Information Bureau, 1004 Farnam Street, Omaha, Neb.

