

He put me a question
in my presence, since
then if I have met him
and he has borrowed
several occasions money
from, but up to now I
have not received any
blanket. Early in Nov-
ember last he came to
my office and said he
some tents for sale.
I told him I could do
with a little one, but
when he told me this
evening, I said: They were
too big for me, about
the Mr. Murray Jones

a friend of mine had
purchased a small
and mentioned to him
that Maroney had some
tents for sale thinking that
might be used by Mr.
Jones as a jacket for
his car. I arranged with
Mr. Jones to ~~introduce~~
him to Mr. Maroney
and Mr. Jones purchased
a tent for £10. This
tent was not complete.
Subsequently Maroney told
me he had a large
beetle tent for sale which
I understood was

found him for the ^{best}
super among the ^{best}
was material which
was ^{very} good. I
told him it was no good
to me but to go to
a caterer. That was
the last I had to do with
the tents. About ^{beginning of} the
~~end of last week~~ he
had a tarpaulin
he had for sale. The
was about a day before
the holiday. I asked
him if it would
do good for a
burial blind

He said: "Well, and it
is and you ^{can} see it
for yourself. ^{Just}
~~the day before the holiday~~ I heard through
Mr. Murray Jones that
his goods were ^{being} sold
and instructed the
storeman to hold the
tarpaulin until
I had proper authority
to deliver.

Mr. Murray Jones was going
to Sydney and I arranged
to meet Maroney at a
New York Hotel. ~~where I~~
met him with Mr. Jones.
I paid Maroney a ^{few} ^{pounds}

for \$3 ^{Thanks} on the National
Bank. Other, I for some
by change as Mr. Jones
had not his change
book with him. The bank
by Maron brought me
some about \$10. which
he gave me. I then
gave him my change
for \$7 to be used
the transaction. I saw
Maron last Friday at
what was open and opened
much to me he lost
Monday with a view
of getting him a
commission with

by some for father's
disrespectful. And was
actually making the
mother in the my father
when I found the in
some money in
before to the other
books. He did not
think he expected
and I have not
seen the same

For and John McCorkell
I am store clerk for the
National Committee of the
Young Men's Christian Assocn
and I live at 11 Wilson St
Mowbray Ponds. ~~on the~~
About the middle of Nov
last I sent from our
London Headquarter
a list of books shipped
by them on the ship
Raffles But laden of
the Berambah which
arrived here on the 24th
October last. This list
which I produce shows
that 672 packages

of Mangroves, Laysan
Eggs, Maps, Ropes
Poles, and Civil
Machinery. ~~As~~ as
far as I can make out
the above 235 packages
of Mangroves, Laysan
etc. These were landed
from the Berambah at
Pecson Dock and were
taken delivery of by the
Straits Dept who were
shown this as Broad-
minds. A tally was
taken on arrival of the
packages at Broadminds
when it was ascertained

that there are a number
of 104 packages, on
but lately there are 227
packages of sugar.
I saw the picture of Mary
Stony a picture of 8
packages of the same.
I saw the picture of Mary
Stony produced, the
picture to ~~be~~ to our
Mary Stoney.
The two corn products
with the name of the
association are the
property of the association.
I know the account
Hodgson I met him at

11 back when the association
John was landed, on
the 1st occasion I met
him. I asked if he was
preparing the B.D.
He said 'Yes' I said 'Can
you give any details of
the B.D. stores. He
referred me to Mr. Clark
at the B.D. I met him
again on the day when
he B.D. fruit started to
from our store to B.D. stores
and talked 1st 2 cones
or to be exact. He spent
offered to talk them for me.
I afterwards submitted

Also from estimate of
the value of the Holdings
which £531. I do not
know value of the material
produced. The amount
has no authority to dispose
of the last the produce

①

Exhibit D
Common v Benion
and Morris

Harry Hardy Benion, Huntsdon St.
I am a Carpenter and builder ^{27.1.20} ^{EP!}
and live at 102 Harcourt St.
Auburns. I am a single man
and live alone. I know Ben
Morris and have been corres-
ponding with him for about
~~five~~ years. I met him about
five years ago near the Snowden
Pictures on the South Side of
the Garrya. I had an appoint-
ment to meet a friend there
between 7 and 8 P.m. on
this evening and while I was
waiting I got into conversation
with Morris who was then
only a boy. My friend

did not turn up, and I
traced along St Kilda Road
with Morris towards his home
which he told me was in
Palmerston Crescent, South
Melbourne. In conversation
I told him I was a builder
and he asked me if I could
make him a propeller for
a small aeroplane. I said
I would think over the
matter and gave him my
address. A few days after
I received a letter from him
with a sketch of the pro-
peller he required. I replied
to his letter and we have

Kept up a correspondence
afterwards. I have kept a
copy of several of the letters
I wrote to him. He afterwards
contracted a venereal disease
and I took him to the Alfred
Hospital where he was
attended. He told me he
got it from a Customs
Officer named Robinson.
It would be about $2\frac{1}{2}$
years ago that Morris
was attending the Alfred Hospi-
tal for this complaint. I
have carbon copies of letters
which I have written to Morris.
After he was cured of his complaint

I never heard from him till the first week in June last. I had been away at Mildura for sometime. When I first met Morris I often took him to the pictures in the City. I returned from Mildura about the 16th August last. While I was at Mildura I received a letter from him and when I was returning to Melbourne I sent him a Telegram asking him to meet me on my return at the train. He did not turn up. I then wrote a letter to him asking him to come to

my house at Auburn on the 20th August 1919. He came out and stopped with me for about an hour and a half. He came to my place again on Saturday evening 23rd August 1919 and I took him to the Cambridge Pictures. We returned to my house that evening and he slept with me that night. He remained with me the next day and left at 7.30 pm. I did not commit any offence on him that night or at any time, and if he says I did, it is not true.

As regards the wording in my letters to Ben of love and other endearing remarks, I wrote as I felt for I loved him and wanted to be his friend. I only slept with him one night, and that was when I returned from Mildura. He had visited me at my place when I first made his acquaintance. On the 30th September 1919 a woman called on me about 8.30 P.M. She brought back two books which Ben Morris borrowed from me. One is Chamides Poems by Oscar Wilde.

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Wilde, and the other "De Profundis" by Oscar Wilde. She said to me "Ben Morris is in a bad way and must be got away. I said to her "Who am I speaking to". She said "My address is in one of the books and if you like to come out and see him, you may". She did not say anything about money. Next day I received a telegram from Morris asking me to come and see him. I did not go, but went to Cawsey and heard of the Australian

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Detection Agency. And asked
them to make some inquiries
as I thought an attempt was
being made to blackmail
me. Mr. Cawsey afterwards
told me it was a matter
for the Police. The foregoing
Statement has been read
over to me and it is true
and correct. I do not
wish to sign it.

Witnessed

Theron Spt

10/10/19

The King v Harry Hardy Bruin
207 1657 and Benjamin Morris

Opinion:

The accused stand committed for trial for Buggery.

The only evidence is contained in a statement by the accused Morris in which he states that he has known Bruin for 5 years & that Bruin has committed "unnatural offences" with him (Morris) on various occasions the last time being in October last. That statement was obtained from Morris by a Mrs. Annie Smith & handed to Detective Coonan. Morris admitted to Coonan that it was correct. Bruin upon being seen by Coonan & upon denied the allegations contained in the statement. That being so there is no evidence against Bruin at all,

To constitute the crime of buggery it must be proved that there was penetration of the anus. Morris' statement does not prove that for the

N. P. L.
12.3.20

The Crown Solicitor

The King

✓

Bruce & Morris

Opinion

The Hon.

The Solicitor General.

evidence against either of the accused
to establish buggery, and as I think it
would be useless to present either or
both for committing or suffering to be
committed, an act of gross indecency,
I recommend that no presentment be
filed -

Law Courts
Melbourne
16. 3. 20.

H. G. Hammond
Prosecutor for the King.

The Hon.
The Solicitor General.

words "unnatural offence" might mean a number of different kinds of unnatural acts such as masturbation.

In addition it is almost certain that Morris would ~~swear~~ deny that Bruin has committed buggery or any offence at all, & would ask Bruin to corroborate him & the suggestion would be made that Mr. Smith had coerced the statement from him in order to blackmail Bruin. Bruin did give Morris a sum of money & he says he consulted private detectives as he thought an attempt was being made to blackmail him.

Strangely enough, Mr. Smith's own son had made a statement to the Police that he had witnessed Bruin committing an "unnatural offence" upon Morris, but in the witness box in the Police Court, Smith said that statement was not true.

As in my opinion there is no

Carbon Copies of Burns letters to Morris
and ~~previous letters~~ found at
Burns house 103 Harcourt St

Auburn 10/10/19

Enthalia "B"

Covarran v. Brannen trans.

Huntthorn p. 27. 1. 20
CPL

Merbein P.O. June
Victoria 8th 19

My dear Ben

Your letter of 31st Ult^o was sent on to me here, it was Midday on Friday last I received it. Its contents sent a thrill of pleasure unspeakable through my whole being. Love (not lust) can never die it may lie dormant for years still it exists in ones soul all the same. I have read your letter through ten times at least trying to grasp its hidden import.

I am not the man to rake up the past and hurl that at your head. I make every allowance for your youth and inexperience of true friendship. It is up to you having opened the door as it were, to be more explicit and say clearly what you desire me to do. Also what you are prepared to do if I give you wholly and unreservedly my whole hearted true love. There must be some safe-guards fixed up against you getting lost and flaying after some one else, I would like your first, then I will give you mine of the whole question. I do not say that I can ~~accept~~ ^{accept} to your request, I do say that if we come together again I want it from one point of view - as Father and son to remain as long as life lasts. please let me hear from you at once and in the mean time keep your self to self, I shall be returning next month all being as your letter opened, if so give me another

Yours
Harry

RS
we will value the shenay of the sun very much more than we
did yesterday, so in life if disappointment come along ¹⁶
do not be too cast down or ~~troubled~~ troubled,
try to forget, better die fighting Sunday Morn
than never fight. June 15th. 19
out of evil good may come. Merbeer
all my love My dear Boy Vic. *Epiluo abatus*

Last Sunday I had the pleasure
of writing to you, again today I have greater pleasure
in replying to your 12th note which I expected and
received yesterday at 12:15 although I had no chance
of reading it till 2 o'clock Needless to say I much
appreciate the way you write and the choice of words
used to express your thoughts. I do not intend today
to say anything very definite on way or the other, do not
for one moment think that I doubt in any way your sincerity
& trust (even now there ^{are} 300 miles between us) we may have happy
times together by the exchange of letters, later on we may have
the pleasure of "aha what", the loving embrace, the embrace,
reciprocal united loving friendship. Life without this is
cold and void. So you not think if true love exists between
two souls that it is the life duty of each of those two souls to
watch and prevent any one tempting one or the other to leave
his friend. Years ago as a youth & then later on in life I have
been tempted many many times to leave my father, these words
were used, "come with me just this once" your friend Tom
will never know how can he? Aha what about my own guilt
my conscience I could never hide it, or never. If you care (I mean
love) one you cannot go with others. Two souls in loving companionship
become one in time one in taste, one in desire, one in
spirit, There is that wireless Telepathy existing between
that only those who experience it know anything about it.
What can I say more you know well what I mean, the thought
passing through my mind, Disappointment and bitterness are
all good in their way, they help us to appreciate the good
when it comes our way. If all were sunshine we could
not appreciate it. The fall, today it is raining tomorrow

Merbein

Victoria

16th 6th 19

my dear Boy

During the week I want you to get me the "Age" for March 12th last, I have one at Harcourt St but could not say if it is possible to find it now, I don't think be any difficult in getting one at the Age office any time you are in City.

I forgot to ask you in my letter of last night, it takes a day & three quarters for letter to come here.

I must write you so that you will get on Saturday morning then you can reply & post Sunday night I will get it Monday afternoon, Express out Monday morning.

So I am wrong its Saturday & Tuesday other days 6.30 A.M. arriving Mildura 7 A.M. next morning, so I get Tuesday not Monday.

my reason for wanting the age is rather important still if you cannot get it never mind.

Yours

With love & best wishes
Harry

Sunday afternoon
June 22nd 19

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my dear Ben

Merbeer

"Fidus Achates" is Latin, and means "A True Friend"

Your letter came to hand yesterday, I went off into the
Beach and read it over again and again. One point
you have settled, we are now Friends. Well dear Boy
I was never an enemy, I felt keenly the rebuff, but my
hand and soul was always ready for the enroute which
I knew would one day come, & blessed day, I will not
dwell here. Very ^{many} points want settling, talking over I
mean, when you know me you will not find me at
all reticence. I may be to open if any thing, its confidence
that I need. Next month I hope to be back when we can
talk over the future. You have opened your soul up
freely which I am pleased with it gives me hope
and courage, whatever you write whatever you may say
to me will never be devolve whatever happen even if
our friendship does not come to the fullness of
that greatest of all love, to love another as we love our
own self. In my last letter I said that I would reply
so that you will have it on Friday, then on the Sunday
you can reply you will have some thing to do, and not
sit up late at night to write me don't be out late
these cold nights look after your health in your youth
and you will be stronger later on, I wish could just
give you one sweet kiss, and a loving
embrace, Ah it will come, still this is only friend
ship yet I must not presume to much. I was very
pleased with your letter, why, it was manly, it was or had
a ring of genuineness about it that I like, I know
very well you do not know me yet I trust you may
before long. I want you to explain one sentence from your
letter of June 12 "It was something far back in my mind
that made me write to you, I tried to put it off in the end I
gave way", tell me plainly was it was I will not be offended.
you will see I reread your letters I feel like weeping for many
times now you acknowledge my kindness with the best

Monday 23 . 6 1921

My Dear Ben

Rather surprised to receive your letter this mid day was glad you had thought the statement over and explained what you wanted to say I think your thoughts are to quick for your pen I am much the same cannot write quick enough. Of myself I do not think or believe in love at first sight, you must know something of a person before you can love, the 1st stage is to like a person not his looks, but his ways, manner and disposition, if these are agreeable to one love is the result. Ben dear "If a thing is worth having its worth waiting for whatever comes along we are friends, I would give you some very beautiful thoughts on Friendship if I had my books here, some day later on I will, they express just what I feel. I have one or two books you shall read they are full of our spirit. Will dear Boy try to be natural do not get excited or get impatience all will be fixed up in good time sit down and tell me some of the things that are in your heart you say they are so many you do not know how or where to begin, you can trust me with anything, here something to start with my letter, your work, your health, are you perfectly well you know what I mean, many times during 2 years I thought about you, wanted to meet you in the street I would stop and speak, no I have never seen you, only a month or two ago I burnt all our letters but the first one from you, I do not let one of the other have an evil thought or an hard word about the other but look at each other with love and a brotherly feeling. Aha what more can I say except I intend to do just what I've written and I think you will do the same you will get this on Saturday morning, The age had not arrived today Tuesday I will enquire to day Monday before posting this letter, now with best wishes all my love, be good yours Harry

My dear Ben

Merbein P.O.

Sunday 29. 6. 19

This is my last letter, my last message, ahā, the end is come, I mean the end of the month. You see dear Boy although I have and cannot get your reply to my letter till Tuesday next I cannot wait I must write you, part of this letter. I think I am in love, I think about you first thing in the morning and the last thing at night, I wonder if, aha if we are destined to come together as Cobbers, I mean Friends is that higher fuller sense of Friendships, I trust, I hope, I desire we may. I know you were disappointed last Wednesday when there was ~~not~~ letter I could feel your disappointment here, still now you will always get one on Fridays. Three more letters and then I will all being well see you in person, it will be great to see you Peace days. I wonder if you have altered much since last we meet any how you will be two year older, you must be one & twenty ere this. How about your girl have you found one yet its time dont you think shall you take one as a Cobber now you have found out how fickle men are? Accept my thanks for paper which came to hand on Wednesday at the time I posted your letter. I am expecting a long letter on Tuesday morning about 12 o'clock I will resume after yours comes to hand

Tuesday Night

Dear Boy,

Your long welcome letter to hand at Midday I am very happy with its contents I hardly know what to say I want to see you very very badly, I fear you have gone through a lot since I saw you last, but never mind that now, it will all work out for our good with my love and sympathy you must for my sake try to conquer your self. Know dear Boy that I love you and will help you all I can also protect you be manly do give in to your part and I will be your helper

I am too full to say much just now I may later on,
How is it that we should feel the same way, and write about
the same things, it's not remarkable, and yet it's not
I felt on Monday last how very disappointed you were
I could see you in spirit. Well dear Boy brace yourself
up and ~~think~~ know the future will be bright & happy for
our two souls
My letter was only one letter I sat down and wrote to you
first because I cannot speak to a person it gave me
great relief. You did ^{not} reply to my 2nd note ~~the~~ letter, but
I know you will later on I can feel you to night
very strong you cannot expect people to understand us
they cannot, they do not know our aesthetic mind
its desires, our likes and dislikes are alike that is
the reason why we understand each other and can
extend that loving sympathy one for the other
This thought should help you to endure the old
stuffy office and the other cold hearted clerks
do your duty as a man for my sake, I know what
it is but you will do as I say I am quite
certain. Now I have got you to love and care for I shall
be happy & contented and not look at any one
else. I will not be far from if I can help it
you don't like writing why not I like writing to you
if you leave off what then. But you will not I
know you can post my letter as late as Sunday
night I will get it Tuesday. I thought you would
have plenty of time on Sunday. Do not let my mind
at rest regarding the safety of my letter
I will write you again perhaps on Sunday see how I
feel good night with all my love I cannot keep it
back any longer, you are mine and not one else

Harry

Murbeam Vic

My dear Ben,

2 7 19

I have reread your letter again three times or more I will have it talk over the matter later on when I return. Try to forget the past and enter upon a new era trying to conquer yourself with my help. Take your Bible and read the beautiful love story of David and Jonathan contained in 20 chaps of I Samuel how very beautiful now turn to Joseph's, Genesis 37 chaps 1 & 2 following you need not be a browser to read this see what poor boy Joseph suffered and yet he did not complain I think it is great, it inspires me to bear many things that are very unpleasant.

Have you read 'David Blake' if not go to Coles and get it I will pay for it when I see you it will do you good I have read it 3 times I love the boy very much Ben dear do not go to the pictures again till I can go with you, Iy excite you to much I know, I want you to be strong and manly for my return.

We each have something to endure all other people do its good we do keeps us from having too much pride, makes us humble and sympathetic with other people's troubles never mind the month will soon be gone then we hope to see each other face to face, what we have missed by been parted these years, are we to be happy in the coming years? I hope so I pray we may, yes we will, that's the ideal I set before both us we are going to attain to it, and no one is going to rob us of the pleasure of this union of two souls can enjoy good night - with all my love and care

Yours
Harry

Murbevi P O Via Mildura
8 July 1919

Dear Tom

4 Months ago you ask me to meet you on
the Saturday evening, I could not do so - I were
you early in the morning to that effect
A week later when in the P.O. I heard ~~you~~ my
were could not be delivered wrong address
I written you at once, then again on the
3-4 '19 I sent you a long letter

Your letter sent here yesterday is the only one I
have received, if sent to Mildura it would
be sent on to me here. It looks as if
you had forgotten all about me.
Any how I shall be back at the end of this
month all being well.
I think I have lost Belgrave job still I could
not get away from here.
Things I see are bad down in the City still I am
glad to be out of it all. I don't know where I
shall live upon my return, to cold at Harcourt
St just get
Been very cold here this last week sharp frosts
But here, many useful boys here if one
could get in touch with them, I don't trouble
to do so. I have a good feast with my eyes
the love & best of health and luck
be good and save up till I can see you

Yours
Harry