

Rich.^d Bennett in 1749. died Seized of Turkey Point, but before his Death devised the same in tail to Bennet Chew

Calvert
Papers
No. 520
[1754]

Thomas Cotterell who Sets himself up as heir at Law of Tho.^s Robinson in 1752 Preferred his petition to the Gen.^{ll} Assembly of the Province of Maryland Suggesting thereby that Robinson was not indebted to Brown and that the Act in 1720, was obtained by the great Influence and Power of the said Richard Bennett, and thereby prayed that leave might be given to bring in a bill to Repeal the s.^d Act as to moiety of Turkey Point supposed to belong to his Ancestor Robinson, and altho' the said Cotterell offerr'd no Evidence to falsify the said allegation in the said act in 1720 to wit "that Robinson died considerably indebted to Brown" a Bill was brought in and passed into a Law by the Governor and uper and Lower houses of Assembly of the province of Maryland to repeal the said Act of Assembly in 1720 as to a moiety of Turkey Point and merely as it is conceived because the Devisee of R^d Bennett who is now a minor under the age of 21 years cannot now prove that the said Robinson died indebted to Brown as by a Copy of the said Act hereunto Annexed may appear

It is conceived the said bill ought not to pass into a Law for many reasons

1.st For that it appears the said Act in 1720 was obtained at the Instance of the Commissioners of his Majestys Customs, who are Interested in the Law and have had no notice of the Petition of the said Tho.^s Cotterell or any opportunity of opposing the same, or making good the allegations in the said act, or Falsyfying the said Robinsons Petition

2.^{dly} For that it being alledged in the Act in 1720 that it Evidently appeared that Robinson was Indebted to Brown, ought to be taken for true especially after the Death of the said Richard Bennett and thirty three years Length of time, unless the Contrary could be clearly proved, and the Rather as it appears by the Copy of an Account of the said Peregrine Browns against the said Tho.^s Robinson found amongst the Papers of the said Richard Bennett deceased and Indorsed in the hand writing of the said Richard Bennett in the following words "taken from an Attested Copy in M.^r Dulany hands, who has the same to Sue for on Behalf of the Crown," that the said Thomas Robinsons Estate in the year 1716 was Indebted to the said Brown in the sum of £247.18.1½ Stl w.^{ch} was much more than the Value of a Moiety of Turkey Point at that time, as by the said Copy of the Account aforesaid, indorsed as aforesaid in the hand writing of the said Richard Bennett hereunto annexed may appear.

3.^{dly} For that the said Act in 1720 distroy'd a good Security that Richard Bennett had to Recover from Birchfield & Brown £250. Sterling and gave him a good tittle to what was Supposed to be

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