

(175)  
whereunto the <sup>above</sup> said Nicholas Lowe in his lifetime had any manner of right  
and so are not herein particularly mentioned or named and the partyes  
for themselves and their heirs do further covenant grant and agree to  
with every other severally and their several heirs that every of the said  
partyes his wife and heirs shall at any time hereafter make do acknow  
ledge or suffer or cause to be made done and acknowledged all & every such  
thing and things Act and Acts be it by force recovery release confirmation  
Deed enrolled or otherwise as shall be reasonably advised or required  
for the more full and absolute assurance of the said several portions  
and purpartyes to make the said partition perfect and firm and to endure  
for ever according to the true intent and meaning of these presents And  
further more the said Charles Diggs & Susanna Maria his wife Edward  
Heale on behalf of himself and his above named Daughters and the  
said Francis Hall and Dorothy his wife for themselves & their heirs  
do covenant grant and agree to and with the said Henry Barnall & Elizabeth  
his wife that they the said Henry & Elizabeth their heirs and assigns shall  
may peace hold & enjoy the said parcels of Land (to witt) the one thousand  
acres part of Golden Grove the fiftie hundred acres part of Barbadoes  
of the tract called Henrietta Maria laid out for five hundred acres  
and likewise all other lands lying in Charles or prince Georges Countys  
as is the said Nicholas Lowe had right to and so are not herein particularly  
named from time to time for ever discharged acquitted and saved harmless  
of and from all former bargains sales leases charges & Incumbrances  
had made done or suffered by the said Charles Diggs & Susanna Maria  
his wife the said Edward Heale or the said Francis Hall and Dorothy his  
wife or either of them since the Death of the said Nicholas Lowe And  
lastly the partyes aforesaid for themselves and their heirs do covenant grant  
and agree to and with every other severally & their several heirs To  
the Intent that all Disputes and Controversys hereafter between them  
their heirs and assigns may Intirely be extinguishd and taken away  
in manner and form following that is to say that if it shall so  
happen that any of the partyes aforesaid shall hereafter be evicted expelled  
or ejected (by any former right) from any part or the whole of  
their parts portions or purpartyes of the lands as are so allotted to any  
of them by the partition & allotment aforesaid That in such case No con  
tribution shall be had or pretended to be had either in Law or Equity  
by the person or persons so evicted his or their heirs or assigns from  
any of the other partyes their heirs or assigns or adad but that such  
party evicted and the person or persons claiming under him shall  
for ever by these presents be Debarred and precluded of and from  
any remedy for the same by any way whatsoever In witness  
whereof to this indenture with the said Henry Barnall and  
Elizabeth his wife remaining the said Charles Diggs and