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as joint Merchants aforesd. or otherways due & owing to them
jointly, whether by Judgement, Bonds, Single Bills, Notes, Orders
or Book accounts or otherways howsoever & all Interest due, and
to grow due there on, & also the several Securities & Evidences of such
Debts, To have hold receive take & enjoy all & singular the said
hereby bargained, sold & assigned premises with their & sundry of
their appurtenances unto the said George Maxwell his Heirs Executors
Administrators & assigns as his & their proper Estate & to his & their
Separate Sole & only use for ever, and the said James Forbes for himself
his Heirs Executors and Administrators doth hereby covenant promise
& grant to & with the aforesaid George Maxwell his Heirs Executors
Administrators & assigns in Manner & form following that is to say
that he the said George Maxwell shall & may have hold & receive
take and enjoy the said bargained sold & assigned premises with their
and every of their appurtenances to his Separate Sole & only use
without any Manner of Account thereof or therefor to be made or
rendered to him the said James Forbes his Executors or Administrators
and also that the said James Forbes his Executors shall not, nor
will receive or take any of the said Debts Sums of Money or
quantities of Tobacco, or other of the said bargained or assigned
premises; nor give or make any receipts or acquittances there of
or therefor of or for any or either of them - and further that he
the said George Maxwell his Executors Administrators or assigns
shall & may sue, implead & prosecute any person or persons
whatsoever of, for, concerning, or touching the said bargained
or assigned premises or any or either of them or for the recovery
& receipt of any part thereof, at his or their, meer will & pleasure
in the names of them the said George Maxwell & James Forbes
or either of them as the Case may require, but at the sole Cost
of him the said George Maxwell his Executors Administrators
and that any recovery taken in such suit or suits, shall be to the sole & separate use of the aforesaid George Maxwell his Executors
Administrators or assigns and likewise that he the said James Forbes his Heirs
Executors Administrators or assigns shall & will at any Time or
times here after upon the reasonable request & at the Cost & charges
of