

No, 10038 Equity,

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 Violet Irene Beall, ira Henry Beall, 0
 and Lamora May, Beall, infants, By 0
 Charles Henry Beall, their Father 0
 and Next Friend, Plaintiffs, 0
 Vs, 0
 Augusta A, Beall, Widow, 0
 Charles F, W, Ramsburg, and Mary Eva 0
 Ramsburg, his wife, Alberta J, E, Gol 0
 den and George E, Golden her Husband, 0
 Ira W, C, Ramsburg, and Margaret May 0
 Ramsburg, his wife, Harry B, Ramsburg 0
 and Virda P, Ramsburg, his wife, 0
 Mary M, L, Staley, and John A, Staley her 0
 husband, and Florence D. M. remsburg 0
 unmarried, adults, Violet Irene Beall 0
 Irl Henry Beall, and Lamora May Beall 0
 infants, Defendants, 0

No, 10038, Equity,
 in the Circuit Court for Frederick County,
 Sitting in Equity,

 Bill of Complaint,

To the Honorable the Judges of said Court,

Your Orators complaining say:-

(1) That Marcellus Beall, late of Frederick County, deceased, departed this life on the 14th day of January in the year 1919, seized and possessed of a large amount of real estate, and personal property, and leaving a last will and Testament, duly executed, which has been admitted to probate, by the Orphans Court, of Frederick County, and is now of record in the office of the Register of Wills, of said County, a duly certified copy thereof, together with the probate thereof is filed as Exhibit No, I, and, together with other Exhibits, herewith filed is prayed to be considered, a part hereof.

(2) That the real estate, of which the said decedent died seized and possessed consists of-
 1st Lots Nos, 93-94- on the Plat of Liberty-town, as the same appears of record, in Liber W, R, No 6, folio 381, one of the land records of Said County, the same being situated, on the South side of the Main Street, in liberty-town and being the same real estate, which, together with the buildings and improvements thereon was conveyed to the said Marcellus Beall in his life time by Manie Schley, and others by a deed bearing date Feb, 26th A, D, 1908, recorded in Liber S, S, H, No, 282, folio 210, one of the land records aforesaid, and-

2nd, The Farm One Hundred Acres, Three roods, and thirty-two and two-tenths perches, more or less, which, together with the buildings and improvements thereon, were conveyed to the said Marcellus Beall in his life-time by a certain Albert Jones, and wife, and William D, Jones, and wife by deed, bearing date Nov-9th. A. D. 1893, recorded in Liber J, L, J, No, 5, folio 379, one of said land records, Certified Copies of which deeds are herewith filed as Exhibits Nos-2- 3 respectively.

That by the terms of Said will the said Testator, devised the home where he then lived, (being the real estate, mentioned in Exhibit No, 2) to his wife, Augusta H, Beall, Her natural lifetime Also three hundred and Fifty dollars, to be paid to her yearly her natural life-time and further and further at her death my home where I now live I bequeath to Violet I, Beall Ira H, Beall, and Lemora M, Beall Children of Charles H. Beall as a gift of love."

And further said Will provides, "--" All the rest and remainder of my property of Whatever Kind, real personal or mixed. and Wheresoever situated, I give devise and Bequeath to my Nephews, and Nieces, at the death of My wife, share and share alike, children of My Brothers and Sisters,"

That the widow, the said Augusta H. Beall being dissatisfied with the provisions of said will so far as she was concerned on the 3rd day of May A, D, 1913, filed with the orphans Court, of said County, her renunciation thereof and elected to take under the provisions of the Statute Law of the State of Maryland, instead of under and by virtue of the provisions of said last will, and Testament, a certified Copy of which renunciation is herewith filed as Exhibit No, 4,

That the Executors of said will, Wallace H, Beall, and the Above named Charles H, Beall on the 12th day of April A, D, 1919, filed a Bill in your Honorable Court, asking your Honors to Construe certain provisions of said will and by your Honors it was "adjudged, Ordered and Decreed that in consequence of such renunciation and the omission of the widow to elect to take dower in her deceased husbands' estate She is now invested as heir with an undivided title to one-third of his personal estate, remain^{ing} for distribution" all of which will appear by reference to the proceedings in Equity, Cause No, 9934, on the Docket of this court,