

Caroline Matilda Peare  
by William Lowe her next  
friend

vs  
Deborah Peare &  
James Peare Ex<sup>rs</sup>  
Joshua Peare and  
others

No 2416 Equity in the Circuit Court for  
Frederick County sitting as a Court of Equity  
Filed March 6<sup>th</sup> 1852 in the words and figures  
following to wit

To the Honorable Madison Nelson Judge of the  
Circuit Court for Frederick County sitting in Equity  
The bill of Complaint of Caroline Matilda Peare an  
infant under the age of twenty one years by William Lowe

her next friend, admitted by the Court to prosecute this suit in her behalf, respectfully  
sheweth that her father Joshua Peare late of Frederick County State of Maryland  
who died in the year eighteen hundred and forty four or five, by his last will duly  
executed to pass real estate directed that his wife and family should remain on his  
farm and that his children should be supported and educated, and that his Executors  
should have full power to sell such portion of his stock and other personal property of  
they thought there was a redundancy which together with the profits of the farm  
if any, should be invested by his Executors That when his daughter Caroline Matilda Peare  
your Complainant arrived at the age of eighteen years, that his whole estate, real and  
personal should be appraised under the directions of the orphans Court, returned to the  
said Court, together with all money belonging to said estate and should be distributed as  
follows two fifths of one half of his estate to his wife Deborah Peare during her life and  
after her death to be equally divided between her children Caroline Matilda, Charles Morgan  
Francisca (Virginia), Laura Sophronia and Lucretia Clay Peare or their children,  
share and share alike. To his son Charles Morgan Peare three fifths of one half  
of his estate, the other half of his estate to be equally divided among his daughters  
Caroline M. Francisca M., Laura and Lucretia Clay Peare or their children, share  
and share alike, and that after said appraisement and distribution, the said testator willed  
and directed that his estate both real and personal should become the property of his wife  
Deborah Peare and his son Charles Morgan Peare, subject to the support of his three  
youngest daughters until they attained the age of sixteen years at which time their several  
shares were payable Your Complainant further states that the said testator further  
devised and bequeathed that a comfortable support in board and clothes and an  
equal education with his other children should be given to his son Thomas Otho Peare  
and Rachel Baker Peare and further provided, that in case his wife should marry  
again, that the legal interest of the two fifths of the estate bequeathed to her, should  
be paid to her annually commencing one year from his decease, and that all other  
right to his estate shall cease. All which matters will more fully appear, reference  
being made to a Certified Copy of the said will, herewith exhibited marked "Exhibit  
No 1" which together with all other exhibits hereinafter produced your Complainant  
prays may be taken as a part of this her Bill of Complaint.

Your Complainant further states that the said Joshua Peare died without  
revoking the said will and that Deborah Peare and James Peare the  
Executors appointed by said testator have entered on and discharged the duties  
of their said office Your Complainant further states that Deborah Peare the  
widow and devisee of said testator refused to abide by the provisions of the said will  
and renounced the same electing to take in lieu thereof her dower and share of  
the personal estate, all of which matters will fully appear by reference to a  
Certified Copy of such renunciation, exhibited with Exhibit No 1

Your Complainant further states, that after the renunciation of the will  
by the said Deborah Peare, the Executors under the order of the orphans

Bill