Bill

No. 3722 Equity.

To the Honorable the Judges of the Eighth Judicial Circuit of the State of Maryland sitting in the Circuit Court for Frederick County as a Court of Equity.

The Bill of Jane R. Devilbiss of Frederick County State of Maryland shows that she is the Widow of John H. Devilbiss late of said County and State deceased.

Your Complainant further states that during her marriage with the said John H. Devilbiss was seized and possessed in fee simple of all that part of a tract of Land called "Linns" situated in said County and State containing Ninety Eight Acres, One quarter of an Acre and eighteen Square Perches of Land more or less being the same. Lands which were heretofore conveyed by Adam Devilbiss and Anna Devilbiss his Wife to the said John H. Devilbiss by deed a certified copy of which deed is herewith Exhibited marked Exhibit No 1 which with all other Exhibits hereinafter produced, your Complainants pray may be taken as part of this her Bill of Complaint. Your Complainant further states that the said John H. Devilbiss during her Coverture by said John H. Devilbiss was seized and possessed in fee of all those parts of the tract of Land situate in said County and State called the "Resurvey on part of Dear Bought" and "Values Freehold" containing One hundred and Ninety Six Acres of Land more or less, which said Lands were conveyed by Abner C. Devilbiss to the said John H. Devilbiss by deed a certified copy of which said Deed is herewith Exhibited marked Exhibit No. 2. Your Complainants further state that her husband the said John H. Devilbiss died on or about the 1st day of October in the year 1871 seized and possessed in fee of the Lands described in Exhibits No 1 & 2 described and exhibited in this Bill of Complaint. Your Complainant further charges that the said John H. Devilbiss by his last will and Testament dated on the 30th day of September in the year 1870 and now duly admitted to Probate in the Orphans Court for Frederick County devised all of his Estate, being the same Lands described in Exhibits No 1 & 2 his son Preston T. Devilbiss and bequeathed the rest of his property Personal and Mixed to your Complainant and his two Daughters, equally to be divided and directed the share of your Complainant at her death to be divided between the two daughters of said testator. Your Complainant further states that she by an instrument in writing signed by her dated on the 9th day of October 1871, renounced the provision made for her by said will and elected to take in lieu thereof her dower in the Real and her portion in the Personal Estate of her said husband all of which matters will more fully and at large appear by a certified copy of said Will, renunciation and Probate herewith exhibited marked Exhibit No. 3. Your Complainant further charges that Preston T. Devilbiss the devisee of said Lands subject to her dower is an infant under the age of Fourteen years and has no Guardian appointed by the Will or by the Orphans Court for Frederick County, compelled to assign dower, and upon whom a demand for the assignment of dower could be made. Your Complainant further states that she is entitled to an account of the rents and profits of said Lands of which her said husband died seized and possessed, from the death of her said husband and that she claims the one third of the rents and profits from the death of her said husband. For as much therefore as your Complainant has no adequate remedy in a Court of Law and to the end that the said Preston T. Devilbiss may by his Guardian to be appointed according to the rules and practice of this Court, answers the premises and that one third of the Lands whereof her husband died seized and possessed may be assigned as her dower in the Real Estate aforesaid of which her said husband died seized and possessed and that an account may be taken of the rents and profits of said Land which

Exhibit No