

and other works formed upon that part of the road to be relinquished as herein before said; and such ascertainment shall be final between the said levy court and the said company, which company shall thereupon pay to said court the sum so ascertained.

Mr. Wootton submitted the following order, which was read and adopted.

Ordered, That when the senate adjourns it shall stand adjourned until Monday morning 10 o'clock.

Mr. Sappington from the committee to which the leave was referred, reported a bill, entitled, an act to incorporate the Mechanics Institute and Frederick Lyceum; which was read the first time.

The bill entitled, a supplement to the act, entitled, an act relating to actions of replevin, was read the third time and the question was put, "shall the bill pass?" and it was determined in the negative.

On motion of Mr. Chapman, the said vote was reconsidered, and the bill ordered to lie on the table.

The clerk of the council delivered a communication from His Excellency the Governor, enclosing a letter from H. D. Evans and George Keyser relative to the penitentiary; which was read and referred to the consideration of the house of delegates.

Mr. Mayer submitted the following report:

The committee to whom was referred the petition of Columbus O'Donnell, and the answer to it of Frederick Dawson and John S. Gettings, and the reply of said O'Donnell, and the memorial of said Dawson and Gettings, on behalf of the President and Directors of the Warren Manufacturing Company, report: that they have considered the same, and also, the bill heretofore reported on said petition, and which was recommitted to them; and they beg leave to present the conclusions, to which, after careful investigation they have arrived.

The petitioner C. O'Donnell, states that an error was committed in engrossing the bill which passed at the last session of the Assembly, incorporating the Warren Manufacturing company. The error alleged is that the word "share," was omitted to be inserted in the sixth section, after the word "each," in consequence of which each stockholder, according to the law as now apparent, is entitled to one vote instead of being entitled to one vote for every share he may hold. This error it is said will be found