

as the same may be applicable, so much real estate as may be necessary for the erection of such building, and they shall also have power to build a lock-up, to be used for the purposes of said corporation, the cost of which shall not exceed one hundred and fifty dollars, and they shall have power to levy and collect taxes to carry out the provisions of this section.

370. The commissioners may appoint annually a water superintendent and a lamp lighter, whose duties and compensation, as well as the compensation of all other officers whose appointment by the said Commissioners is provided for by this article, shall be prescribed by ordinance. Water super-intendent.

371. The Burgess and Commissioners shall have full power and authority to authorize and permit, and by ordinance to grant, to any railroad company whose road enters or is intended to enter the limits of the corporation of Middletown, the right and privilege of laying down and constructing its tracks, and of building and grading its road along, through and over any of the streets, lanes and alleys of said town, subject to such regulations as may be provided by ordinance. The said Burgess and Commissioners shall also have power by agreement with the owners or proprietors of the turnpike road, running through said town, to take charge of and keep in repair so much of said turnpike road as lies within the taxable limits, as one of the streets of said town. Use of streets by railroads companies.

SEC. 2. *And be it enacted,* That nothing in this act contained shall be construed to impair or affect any right or contract of the Burgess and Commissioners of Middletown heretofore acquired or made; but all rights, suits, claims, demands, contracts or obligations existing and pending at the time of the passage of this act, shall remain in full force and effect; and the Burgess and Commissioners of Middletown now in office under the provisions of the sections of the law repealed and re-enacted by this act, shall remain in office, with full authority to assert, prosecute and defend all such pending rights, suits, claims, demands, contracts or obligations, and to exercise all the powers and duties of Burgess and Commissioners under the provisions of this act, until their successors are elected and qualified, as hereinbefore provided, and with full power to collect all taxes heretofore assessed and levied within the said taxable limits of said corporation and remaining unpaid at the time of the passage of this act. Proviso.