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April 28, 2009

Donald Becker
Chairman, Town of Holland
N144 Hwy. B
Random Lake, WI 53075

RE: Fire Department Agreement

Dear Don:

You have provided me with a copy of a letter you received from the Village of Cedar Grove dated April 14, 2009 concerning the Fire Department Agreement between the Village and Town. You have asked for my opinion regarding the second sentence of that letter, which states "As of January 1, 2009 the joint fire department has been operating under an expired agreement."

The most recent Fire Department Agreement between the Village and Town was signed on October 20, 2003. Paragraph 8 of that Agreement states "This agreement shall commence January 1, 2004, and terminate on December 31, 2007, and will be automatically renewed automatically for a three (3) year term unless a One Year Notice to Terminate is provided in writing by one party to the other."

You have indicated that the Town did not receive any written notice to terminate from the Village prior to January 1, 2007. Therefore, the Fire Department Agreement automatically renewed for a three year term commencing January 1, 2008 and ending December 31, 2010. It is my opinion that the Fire Department Agreement is not expired and is currently in effect and enforceable.

Yours very truly,

HUIRAS, FARRELL & ANTOINE, S.C.

by

GHA/brs