

INTERMUNICIPAL AGREEMENT

Whereas, The Town of Portville, a municipal corporation, owns and maintains dog kennel facilities on 1102 PORTVILLE-CLEAN RD, PORTVILLE, NY 14770 and

Whereas, the Town of Allegany, a municipal corporation, wishes to lease space when available, in said kennel facilities for the housing of dogs seized or impounded in the Town of Allegany pursuant to the provisions of the Agriculture and Markets Law and local laws.

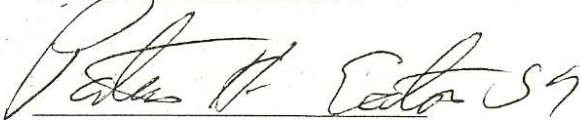
Now, in consideration of the mutual covenants contained herein, it is hereby agreed as follows:

1. The Town of Portville hereby agrees to lease kennel space, when available, to the Town of Allegany at the cost of \$5.00 per dog per day for each day of use.
2. The Town of Allegany will be responsible for all food and medical costs for the dogs housed in said kennel.
3. The Town of Allegany further agrees to defend, indemnify and hold the Town of Portville harmless for any claims, damages or causes accruing from the town of Allegany's use of the kennel pursuant to this agreement. Excepting however, any such claims or causes of action resulting from the direct negligence of the Town of Portville, its agents or employees.
4. The Dog Control Officer of the Town of Allegany will provide the Town of Portville and the Town of Allegany with a monthly log showing the number of dogs and the number of days the kennel is utilized pursuant to this agreement. All amounts due under this agreement will be paid to the town of Portville within 45 days after receipt of said monthly notice.
5. The Town of Allegany dog Control Officer shall be responsible for daily feeding and watering of dogs housed pursuant to this agreement.
6. This agreement can be terminated by either party upon thirty (30) days advance written notice.

TOWN OF PORTVILLE



TOWN OF ALLEGANY



January 16, 2008