MONAGHAN LEAHY, LLP

ATTORNEYS AT LAW

THOMAS G. LEAHY KEVIN G. LIBBY CHRISTOPHER C. DINAN JOHN J. WALL, III KENNETH D. PIERCE CORNELIA FUCHS FISHER ZACHARY I. GREENFIELD ERICA M. JOHANSON PATRICK D. THORNTON

THOMAS F. MONAGHAN OF COUNSEL 95 EXCHANGE STREET P.O. BOX 7046 PORTLAND, MAINE 04112-7046

TEL 207-774-3906 FAX 207-774-3965 jwall@monaghanleahy.com

January 14, 2009

Privileged and Confidential - Attorney Work Product/Attorney-Client Communication

Maureen O'Meara, Town Planner Town of Cape Elizabeth P.O. Box 6260 Cape Elizabeth, ME 04107

Re: Comments on Cottage Brook Easement in Support of Amended Subdivision Plan

Dear Maureen:

I have reviewed the materials from the Town pertaining to the above-referenced matter. I assume you are seeking my comments on the form of the proposed easement into the Town for creation of public sidewalks within the subdivision. I see no problems with the proposed deed.

Please let me know if you have any questions or if I can provide further input on this issue. Also, please let me know if you want my comments on any other aspect of the proposed Amendment.

Very truly yours,

/s/ John J. Wall, III

John J. Wall, III