

# **Bond Case Briefs**

*Municipal Finance Law Since 1971*

---

## **LAND USE - IDAHO**

### **Bremer, LLC v. East Greenacres Irrigation Dist.**

**Supreme Court of Idaho., Coeur d'Alene, September 2013 - December 17, 2013 - P.3d - 2013 WL 6628135**

Owner of subdivided land brought action against irrigation district, claiming that the required construction of water line extension was an illegal tax. The District Court, First Judicial District granted district summary judgment. Landowner appealed.

The Supreme Court of Idaho held that:

- Owner and irrigation district reached agreement, obligating owner;
- As matter of first impression, owner was liable, even though agreement was oral and unrecorded;
- District had authority to require owner to pay for extension; and
- Attorney fees would not be awarded to district, since landowner raised reasonable issue on appeal.