### IDJI 7.11 – Special use of property

INSTRUCTION NO. \_\_\_

If the subject property is being used for a special purpose, that fact may be considered by the jury in determining the highest and best use as a component of market value. Market value should be determined with respect to all uses to which the property is peculiarly adapted.

Comments:

State v. Dunclick, Inc., 77 Idaho 45 (1955), and is supported by City of Caldwell v. Roark*,* 92 Idaho 99, and State v. City of Mt. Home*,* 94 Idaho 528.