

SUMMARY STATEMENT

J & M Cattle Company, LLC v. Farmers National Bank – Docket No. 41023

In a case arising out of Twin Falls County, the Idaho Supreme Court affirmed the district court's final judgment in favor of J&M Cattle Company, LLC (J&M) against Farmers National Bank (FNB). J&M claimed a lien, called an agister's lien, for the care and feeding of dairy cattle. FNB has a prior perfected security interest in the same dairy cattle. J&M brought a declaratory action against FNB to resolve their competing interests. The Idaho Supreme Court held that an agister's lien has priority over a prior perfected security interest due to the lack of express language in Idaho Code section 45-805 to alter the position of priority given to an agister's lien by Idaho Code section 28-9-333(b). Therefore, the district court properly granted summary judgment to J&M because its agister's lien has priority over FNB's prior perfected security interest.