

SUMMARY STATEMENT

Bedard & Musser v. City of Boise, Docket. No. 44171

This case involves a claim to quiet title. Plaintiffs Bedard and Musser, and Boise Hollow Land Holdings, RLLP (collectively referred to as Boise Hollow) filed suit against Boise City seeking a declaration that they hold an access easement over part of Quail Hollow Golf Course pursuant to a recorded Permanent Easement Agreement. The district court granted summary judgment in favor of Boise City, holding, among other things, that the agreement at issue did not create an easement because the entity which purported to grant the easement across the golf course property had only a leasehold interest at the time the agreement was signed. The Supreme Court affirmed the district court's judgment.