

## **SUMMARY STATEMENT**

*Wilson v. Mocabee*, Docket No. 47056

The Idaho Supreme Court affirmed the district court. Finding Wilson invited the district court to apply Idaho Code section 6-501, the Court held the district court's analysis and use of the partition statute and accompanying presumptions (as stipulated to by the parties) was not erroneous. The Court also held the district court did not abuse its discretion in denying Mocabee's motion in limine to exclude evidence of donative intent. Last, the Court held the district court's finding that Wilson did not give Mocabee a fifty percent ownership interest in the home they shared was not clear error. The Court awarded costs on appeal to Wilson.