

SUMMARY STATEMENT

Ware v. City of Kendrick

Docket No. 47849

This is an appeal brought by Loyd Eugene Ware (Ware) from the district court's order granting summary judgment in favor of the City of Kendrick (the City). Ware filed suit against the City alleging that in December 2016, a water pipe maintained by the City had failed and flooded his property causing damage. The City answered, claiming that Ware had failed to file a timely notice of tort claim within 180 days of the City's alleged negligence under Idaho Code section 6-906. The City moved for summary judgment which was granted by the district court. Ware timely appealed. The Idaho Supreme Court reiterated that section 6-906 requires a timely notice of tort claim, and affirmed the district court's grant of summary judgment.

******This summary constitutes no part of the Court's opinion. It has been prepared by court staff for the convenience of the public.******