

# Union Calendar No. 401

104<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 2135

[Report No. 104-755]

To provide for the correction of boundaries of certain lands in Clark County, Nevada, acquired by persons who purchased such lands in good faith reliance on existing private land surveys.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 27, 1995

Mrs. VUCANOVICH introduced the following bill; which was referred to the Committee on Resources

SEPTEMBER 4, 1996

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on July 27, 1995]

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## A BILL

To provide for the correction of boundaries of certain lands in Clark County, Nevada, acquired by persons who purchased such lands in good faith reliance on existing private land surveys.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. FINDINGS.**

2 *The Congress finds and declares that:*

3 *(1) Certain landowners in the (North) Decatur*  
4 *Boulevard area of Las Vegas and North Las Vegas,*  
5 *Clark County, Nevada, who own property adjacent to*  
6 *lands managed by the Bureau of Land Management*  
7 *have been adversely affected by certain erroneous pri-*  
8 *vate surveys.*

9 *(2) These landowners have occupied or improved*  
10 *their property in good faith and in reliance on erro-*  
11 *neous surveys of their properties that they believed*  
12 *were accurate.*

13 *(3) These landowners presumed their occupancy*  
14 *was codified through an Eighth Judicial District*  
15 *Court (Nevada) Judgment and Decree filed October*  
16 *26, 1989, as a “friendly lawsuit” affecting numerous*  
17 *landowners in the (North) Decatur Boulevard area.*

18 *(4) The 1990 Bureau of Land Management de-*  
19 *pendent resurvey and section subdivision of sections*  
20 *6, 7, 18, and 19, T. 19 S., R. 61 E., Mount Diablo*  
21 *Meridian, Nevada, correctly established accurate*  
22 *boundaries between such public lands and private*  
23 *lands.*

24 *(5) The Bureau of Land Management has the*  
25 *authority to sell public lands which are affected as a*  
26 *result of erroneous private survey and encroachments*

1        *existing as of the date of this Act as it affects T. 19*  
2        *S., R. 61 E., sections 18 and 19, and T. 19 S. R. 60*  
3        *E., section 13 and 24, if encroachments based on the*  
4        *same erroneous private survey are identified, in ac-*  
5        *cordance with this Act.*

6        **SEC. 2. CONVEYANCE OF LANDS.**

7        (a) *CLAIMS.*—*Within one year after the date of the en-*  
8        *actment of this Act, the city of Las Vegas on behalf of the*  
9        *owners of real property, located adjacent to the lands de-*  
10       *scribed in subsection (b), may submit to the Secretary of*  
11       *the Interior (hereafter in this Act referred to as the “Sec-*  
12       *retary”)* *in writing a claim to the lands described in sub-*  
13       *section (b). The claim submitted to the Secretary shall be*  
14       *accompanied by—*

15                (1) *a description of the lands claimed;*

16                (2) *information relating to the claim of owner-*  
17        *ship of such lands; and*

18                (3) *such other information as the Secretary may*  
19        *require.*

20        (b) *LANDS DESCRIBED.*—*The lands described in this*  
21        *subsection are those Federal lands located in the Bureau*  
22        *of Land Management Las Vegas District, Clark County, Ne-*  
23        *vada, in sections 18 and 19, T. 19 S., R. 61 E., Mount*  
24        *Diablo Meridian, as described by the dependent resurvey*  
25        *by the Bureau of Land Management accepted May 4, 1990,*

1 *under Group No. 683, Nevada, and subsequent supple-*  
2 *mental plats of sections 18 and 19, T. 19 S., R. 61 E.,*  
3 *Mount Diablo Meridian, as contained on plats accepted No-*  
4 *vember 17, 1992. Such lands are described as (1) govern-*  
5 *ment lots 22, 23, 26, and 27 in said section 18; and (2)*  
6 *government lots 20, 21, and 24 in said section 19, contain-*  
7 *ing 29.36 acres, more or less.*

8       (c) *CONVEYANCE.—The Secretary shall convey all*  
9 *right, title, and interest of the United States in and to the*  
10 *public lands described in subsection (b) to the city of Las*  
11 *Vegas, Clark County, Nevada, upon payment by the city*  
12 *of fair market value based on a Bureau of Land Manage-*  
13 *ment approved appraised market value of the lands as of*  
14 *December 1, 1982, and on the condition that the city convey*  
15 *the effected lands to the land owners referred to in sub-*  
16 *section (a).*

Amend the title to read as follows: “A bill to provide for the relief of certain persons in Clark County, Nevada, who purchased lands in good faith reliance on existing private land surveys.”.



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