

105TH CONGRESS
1ST SESSION

S. 786

To direct the Secretary of the Interior to convey, at fair market value, certain properties in Clark County, Nevada, to persons who purchased adjacent properties in good faith reliance on land surveys that were subsequently determined to be inaccurate.

IN THE SENATE OF THE UNITED STATES

MAY 22, 1997

Mr. BRYAN (for himself and Mr. REID) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To direct the Secretary of the Interior to convey, at fair market value, certain properties in Clark County, Nevada, to persons who purchased adjacent properties in good faith reliance on land surveys that were subsequently determined to be inaccurate.

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

3 **SECTION 1. FINDINGS.**

4 Congress finds that—

5 (1) certain landowners who own property adja-
6 cent to land managed by the Bureau of Land Man-
7 agement in the North Decatur Boulevard area of

1 Las Vegas, Nevada, bordering on North Las Vegas,
 2 have been adversely affected by certain erroneous
 3 private land surveys that the landowners believed
 4 were accurate;

5 (2) the landowners have occupied or improved
 6 their property in good faith reliance on the erro-
 7 neous surveys of the properties;

8 (3) the landowners believed that their entitle-
 9 ment to occupancy was finally adjudicated by a
 10 Judgment and Decree entered by the Eighth Judi-
 11 cial District Court of Nevada on October 26, 1989;

12 (4) errors in the private surveys were discovered
 13 in connection with a dependent resurvey and section
 14 subdivision conducted by the Bureau of Land Man-
 15 agement in 1990, which established accurate bound-
 16 aries between certain Federally owned properties
 17 and private properties; and

18 (5) the Secretary has authority to sell, and it
 19 is appropriate that the Secretary should sell, at fair
 20 market value, the properties described in section
 21 2(b) to the adversely affected landowners.

22 **SEC. 2. CONVEYANCE OF PROPERTIES.**

23 (a) PURCHASE OFFERS.—

24 (1) IN GENERAL.—Not later than 1 year after
 25 the date of enactment of this Act, the city of Las

1 Vegas, Nevada, on behalf of the owners of real prop-
 2 erty located adjacent to the properties described in
 3 subsection (b), may submit to the Secretary of the
 4 Interior, acting through the Director of the Bureau
 5 of Land Management (referred to in this Act as the
 6 “Secretary”), a written offer to purchase the prop-
 7 erties.

8 (2) INFORMATION TO ACCOMPANY OFFER.—An
 9 offer under paragraph (1) shall be accompanied
 10 by—

11 (A) a description of each property offered
 12 to be purchased;

13 (B) information relating to the claim of
 14 ownership of the property based on an erro-
 15 neous land survey; and

16 (C) such other information as the Sec-
 17 retary may require.

18 (b) DESCRIPTION OF PROPERTIES.—The properties
 19 described in this subsection, containing 68.60 acres, more
 20 or less, are—

21 (1) Government lots 22, 23, 26, and 27 in sec.
 22 18, T. 19 S., R. 61 E., Mount Diablo Meridian;

23 (2) Government lots 20, 21, and 24 in sec. 19,
 24 T. 19 S., R. 61 E., Mount Diablo Meridian; and

1 (3) Government lot 1 in sec. 24, T. 19 S., R.
2 60 E., Mount Diablo Meridian.

3 (c) CONVEYANCE.—

4 (1) IN GENERAL.—Subject to the condition
5 stated in paragraph (2), the Secretary shall convey
6 to the city of Las Vegas, Nevada, all right, title, and
7 interest of the United States in and to the properties
8 offered to be purchased under subsection (a) on pay-
9 ment by the city of the fair market value of the
10 properties, based on an appraisal of the fair market
11 value as of December 1, 1982, approved by the Sec-
12 retary.

13 (2) CONDITION.—Properties shall be conveyed
14 under paragraph (1) subject to the condition that
15 the city convey the properties to the landowners who
16 were adversely affected by reliance on erroneous sur-
17 veys as described in section 1.

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