

August 18, 1937

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Mr. Robert V. Boyle, District Manager
United States Department of Agriculture
Safford, Arizona

Attention: Mr. Charles M. Stokes

Dear Sir:

This will acknowledge receipt of your letter of recent date, in which you request an opinion upon the following question:

"Whether the erection and operation of electrically charged fences for either extruding or excluding livestock from a given area is legal in the State of Arizona."

The laws of Arizona do not expressly prohibit the construction of electrically charged fences. However, we do have a section of the statutes of this state which makes it a misdemeanor for any person to maliciously kill, maim or wound any animal, the property of another.

I merely call your attention to this section for the reason that should any livestock be injured on account of an electrically charged fence, the builders of such fence could no doubt be prosecuted under this section.

Trusting that this is the information you desire, I am

Yours very truly,

JOE CONWAY
Attorney General

J. M. JOHNSON
Assistant Attorney General

E. G. FRAZIER
Special Assistant
Attorney General