

April 14, 1948

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

W
Mr. Robert O. Kelly,
Surplus Property Purchasing Agent,
Phoenix, Arizona

Dear Mr. Kelly:

We understand that some question has arisen concerning the authority of the Governor to execute acceptances on the part of the State for gifts of surplus war property by the United States Government to the State of Arizona.

Chapter 86, Session Laws of 1947, empowers the head of any department of the State government to purchase surplus war materials and property from the United States Government without any of the formalities usually attendant upon the purchase of property by the State or by any of its political subdivisions whenever there are funds properly appropriated with which the purchase can be made. It has been the consistent opinion of this office that the powers of the Governor pursuant to this statute necessarily include the power to accept gifts of such property on behalf of the State.

Very truly yours,

EVO DeCONCINI,
Attorney General

CHAS. D. McCARTY
Assistant Attorney General