

Opinion No. 14-1298

August 15, 1914

BY: FRANK W. CLANCY, Attorney General

TO: Messrs. John Bros., Moriarty, New Mexico.

WEAPONS.

Carrying arms while on a journey.

OPINION

{*155} I have received your letter of the 13th instant in which you say you understand that it is against the law to carry weapons for self defense when traveling through the mountains, and you desire in some way to get permission to carry such weapons, as you are compelled in your business to carry money for purchasing cattle.

You have been entirely mis-informed as to the condition of the New Mexican law as you will see by reference to Section 1384 of the Compiled Laws of 1897. That section is a part of the statute which has been in force for many years prohibiting the carrying of deadly weapons, and is as follows:

"Persons traveling may carry arms for their own protection, while actually prosecuting their journey, and may pass through settlements on their road without disarming; but if such travelers shall stop at any settlement for a longer time than fifteen minutes they shall remove all arms from their person or persons, and not resume the same until upon eve of departure."

It appears to me that this statute gives you all the license to carry arms that can be necessary for you in your business.