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REGISTERED BRANDS 2011

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ARIZONA BRAND LAWS

3-1261 Adoption and recording of brands and earmarks; brands are property right; sale or transfer.

- A. Every person owning range livestock in this state shall adopt and record a brand with the division with which to brand such livestock. Branding shall be performed by a hot iron, freezing, acid or any other method that will result in a permanent mark. Any person owning range livestock may also record an earmark with which to mark such livestock as long as the earmark is not recorded for use by neighboring range livestock owners. Sheep shall be marked distinctly with a mark or device sufficient to distinguish them. Every owner of other animals may adopt a brand or earmark with which to brand or earmark such animals.
- B. No two brands of the same design or figure shall be adopted or recorded, but the associate director may, in his discretion, reject and refuse to record a brand or mark similar to or conflicting with a previously adopted and recorded brand or mark.
- C. Before a new brand is recorded, it shall be advertised in some newspaper, journal or bulletin, published in the state, at least once, and if no objection to the brands is filed in writing, it shall be recorded as provided in this article.
- D. The brand adopted and recorded is the property of the person adopting and recording it, and the right to use it may be sold, leased or transferred.
- E. No sale or transfer of the brand is valid except by bill of sale duly signed and acknowledge as deeds for conveyance of real estate are acknowledged, and recorded with the division.
- F. The owner of the recorded brand shall sign the lease of brand and file a copy of the lease with the division.
- G. It is unlawful to apply a recorded brand in any location on an animal except as specified on the brand registration certificate. The application of a brand in any other location is the equivalent of the use of an unrecorded brand.
- H. The division shall make recorded brands available to feedlots that are licensed in this state to identify livestock while in the feedlot for feeding purposes. The division shall issue the brand on request by the feedlot without charge, in a timely manner and with a minimum of administrative requirements. Brands issued under this subsection are not registered brands and are not prima facie evidence of ownership outside the feedlot.

3-1262 Recording brand and earmark; lease of brand for transient livestock

- A. A. The division shall record all brands and earmarks adopted as provided in this article. Recording shall consist of depicting a facsimile of the brand adopted, and a diagram of the earmarks, together with an entry of the name, residence, telephone number and post office address of the person adopting the brand and earmarks, the date recorded the place upon the livestock or other animals where the brand is proposed to be used, the kind of animals upon which the brand and earmark are proposed to be used, and a general designation and statement of the location of the range whereon such animals are permitted to range. Before the record is made, proof shall be submitted to the division that the applicant is entitled to use the brand or earmark. The applicant shall also make an affidavit that he does not know of and is not interested in any similar brand or earmark being run or used by another in adjoining states or the Republic of Mexico.
- B. The division may lease to any applicant for a period of not to exceed one year any available brand for use on transient livestock. Brands leased for this purpose shall be placed only on the shoulder of the animal.
- C. The division shall not issue any new face or jaw brands for cattle beginning from and after September 30, 1988, but may record face or jaw brands issued on or before that date.

3-1263 Systems for recording or rerecording

The division may record and rerecord brands and earmarks in a brand book or a filing system. Recording or rerecording by either method is compliance with the requirements of this article.

3-1264 Schedule for re-recording brands and earmarks

- A. A. Beginning from and after December 31, 1985 each owner of a brand or earmark who desires to continue to use it shall apply to the division to rerecord the brand or earmark on the prescribed date and every five years thereafter according to the following schedule:

<u>Brand and Earmark Numbers</u>	<u>Calendar Year for Initial Recording</u> <u>After December 31, 1985</u>
1 Through 1,500	1991
1,501 Through 3000	1992
3,001 Through 4,500	1993
4501 Through 6,000	1994
6,001 Through 7,500	1995
7,501 Through 9,000	1986
9,001 Through 10,500	1987
10,501 Through 12,000	1988
12,001 Through 13,500	1989
13,501 and above	1990

- B. All new brands awarded and recorded after December 31, 1985 shall be recorded every five years following the month and year of the first recording.
- C. The division shall notify every owner of a recorded brand or earmark of his right to re-record the brand or earmark. The notice shall be in writing and addressed and mailed to such owner at the last address of record in the division office at least thirty days before the re-recording date.
- D. Recording the brand or earmark shall be done in the same manner as original recording, but brands and earmarks offered for re-recording need not to be advertised as required for original recording.

3-1265 Failure to re-record as abandonment

All recorded brands or earmarks for which no application to re-record has been made within three years following the due date for re-recording shall be deemed abandoned and no longer of record.

3-1266 Fees for recording, re-recording and leasing

The fee for recording a brand and earmark shall be seventy-five dollars and shall entitle the owner to a certified copy of the record. For recording a bill of sale or other instrument of conveyance of a brand and mark, the fee shall be twenty-five dollars. For issuance of an additional certified copy of a brand or bill of sale of a brand, the fee shall be ten dollars. The fee for re-recording a brand and earmark shall be fifty dollars. The fee for leasing a brand from the division for a period of not to exceed one year for use on transient livestock shall be two hundred dollars.

3-1267 Certified copy of brand entries as evidence; brand on animal as evidence of ownership

- A. A certified copy of an entry in a brand book or filing system related to a recorded brand or mark shall be received in the courts of this state as prima facie evidence of all the facts required to be entered in a brand book or filing system, and of the right of the person therein named to use such brand and mark for branding or marking animals.
- B. The appearance upon an animal of the recorded brand of the owner as shown by the record shall be received in the courts of this state as prima facie evidence that the animal bearing the brand is the property of the owner of the recorded brand, except when such brand is borne by an animal seized under the provisions of this title.

3-1268 Issuance of brand books; charges and expenses

- A. The division may issue, when it deems advisable, books and supplements containing transcripts of part or all of its records of brands and earmarks, arranged and indexed suitably for use in identifying brands or earmarks on livestock, sheep or hides.
- B. Copies of such books shall be available to anyone at a charge fixed by the director commensurate with the cost of compilation, publication and issuance. Copies of brands books or supplements may be furnished without charge to public officials or other persons whose possession would, in the opinion of the director, serve to promote the general welfare.
- C. Expenses incurred pursuant to this section shall be paid from any operation fund of the division. Monies derived from the sale of brand books or supplements shall be remitted to the state treasurer and be credited to the general fund.

3-1269 Use of unrecorded brand prohibited; classification

A person who knowingly brands livestock with an unrecorded, cancelled, suspended or forfeited brands is guilty of a class 3 misdemeanor.

HOW TO LOOK UP A BRAND IN THIS BOOK

Brands are read from left to right, then top to bottom and finally from "outside" to "Inside". The brands images are arranged in the following order:

- First are the Numerical characters 2 through 9.

Note: The number ZERO is sorted with the letter 'O'. The number ONE is sorted as the letter 'I'.

- Following the Numerical characters are the Alphabetical characters A through Z.
- Finally following the Alphabetic characters are the Non-Alphabetical shapes sorted as indicated in the chart below.

Note: a Circle is sorted as the letter 'O', Open A's are sorted with the letter 'V'

NON-ALPHABETICAL BRAND ORDER	
1st  Box	9th  Double Bar
2nd  Open Box	10th  Mill-Iron
3rd  Bench	11th  Rail
4th  Triangle	12th  Slash
5th  Rafter	13th  Cross
6th  Diamond	14th  Heart
7th  Rocker	15th  Spear
8th  Bar	16th Miscellaneous

Location of Brands

To determine the registered location of the brand a code is included for each brand entry. The 'C:' indicates cattle brand location, 'H:' indicates horse brand location, 'G:' indicates Goat brand location, and 'S:' indicates Sheep brand location.

L = Left Side; R = Right Side

J = Jaw; N = Neck; S = Shoulder; R = Rib; H = Hip