**14-1403. Criminal trespass; damage; essential elements.**

For you to find the defendant guilty of criminal trespass [as charged in Count \_\_\_\_\_\_\_\_\_\_]1, the state must prove to your satisfaction beyond a reasonable doubt each of the following elements of the crime:

1. The defendant entered \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*identify lands or structure entered*) without permission; [the least intrusion constitutes an entry;]2

2. The defendant [damaged]3 [destroyed] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *(identify part of realty or improvements (e.g. buildings, trees)*);

3. This happened in New Mexico on or about the \_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_.

USE NOTES

1. Insert the count number if more than one count is charged.

2. Use bracketed phrase if entry is in issue.

3. Use only the applicable alternative.

**Statutory reference.** — Section 30-14-1C NMSA 1978.