**14-1501. Criminal damage to property; essential elements.**

For you to find the defendant guilty of criminal damage to property [in excess of $1000.00]1 [as charged in Count \_\_\_\_\_\_\_\_\_\_]2, the state must prove to your satisfaction beyond a reasonable doubt each of the following elements of the crime:

1. The defendant intentionally3 damaged property of another;

[2. The defendant did not have the owner's permission to damage the property;]4

[3. The amount of damage to the property was more than $1000.00;]1

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

USE NOTES

1. Bracketed language is to be used if the amount of damage to the property exceeds $1000.00. If the bracketed language is used UJI 14-1510 must also be given.

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

3. UJI 14-141, general criminal intent, must also be given.

4. Use this alternative only if sufficient evidence has been introduced to raise an issue of permission.

[Approved, effective October 1, 1992.]