

**Let's do some problems  
on intent to help you get  
the concept.**

**Intent problem: Danny places the puck**

Danny doesn't intend to trespass, but Danny does intend to place a hockey puck on piece of land "X," and he does so. Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place the puck on piece of land "X."

Is there requisite intent for trespass to land?

- A. Yes
- B. No

### Intent problem: Danny places the puck

Trespass to Land

Danny doesn't intend to trespass, but Danny does intend to place a hockey puck on piece of land "X," and he does so. Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place the puck on piece of land "X."

Is there requisite intent for trespass to land?

A. Yes ←

B. No

### Intent problem: Danny places the puck

Trespass to Land

Danny doesn't intend to trespass, but Danny does intend to place a hockey puck on piece of land "X," and he does so. Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place the puck on piece of land "X."

Is there requisite intent for trespass to land?

A. Yes ←

B. No

Is there a winning case for trespass to land for Pilar against Danny on these facts?

A. Yes

B. No

### Intent problem: Danny places the puck

Trespass to Land

Danny doesn't intend to trespass, but Danny does intend to place a hockey puck on piece of land "X," and he does so. Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place the puck on piece of land "X."

Is there requisite intent for trespass to land?

A. Yes ←

B. No

Is there a winning case for trespass to land for Pilar against Danny on these facts?

A. Yes ←

B. No

### Intent problem: Danny fumbles the football

Trespass to Land

Danny doesn't intend to trespass, but Danny does intend to throw a football up in the air and catch it on and over piece of land "Y." After a few minutes of doing this, Danny fumbles the ball, accidentally dropping it so it falls on piece of land "X." Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place anything on piece of land "X."

Is there requisite intent for trespass to land?

A. Yes

B. No

**Intent problem: Danny fumbles the football**

Trespass to Land

Danny doesn't intend to trespass, but Danny does intend to throw a football up in the air and catch it on and over piece of land "Y." After a few minutes of doing this, Danny fumbles the ball, accidentally dropping it so it falls on piece of land "X." Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place anything on piece of land "X."

Is there requisite intent for trespass to land?

A. Yes

B. No ←

**Intent problem: Danny fumbles the football**

Trespass to Land

Danny doesn't intend to trespass, but Danny does intend to throw a football up in the air and catch it on and over piece of land "Y." After a few minutes of doing this, Danny fumbles the ball, accidentally dropping it so it falls on piece of land "X." Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place anything on piece of land "X."

Is there requisite intent for trespass to land?

A. Yes

B. No ←

Is there a winning case for trespass to land for Pilar against Danny on these facts?

A. Yes

B. No

### Intent problem: Danny fumbles the football

Trespass to Land

Danny doesn't intend to trespass, but Danny does intend to throw a football up in the air and catch it on and over piece of land "Y." After a few minutes of doing this, Danny fumbles the ball, accidentally dropping it so it falls on piece of land "X." Piece of land "X" is owned by Pilar, and Pilar hasn't given Danny permission to place anything on piece of land "X."

Is there requisite intent for trespass to land?

A. Yes

B. No ←

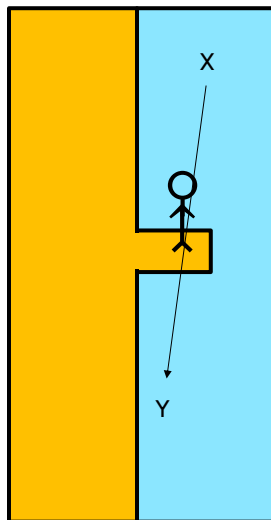
Is there a winning case for trespass to land for Pilar against Danny on these facts?

A. Yes

B. No ←

### Intent problem: Nora and the notch

Trespass to Land



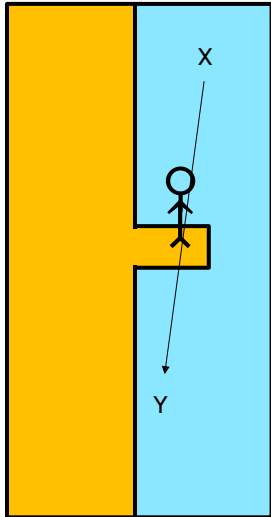
Nora owns Blueacre (right). Oren owns Orangeacre (left). Nora believes Blueacre is a rectangle, and her belief in this regard is supported by a land survey she paid for, an attorney opinion, and county land records. But in fact, Oren owns a notch that extends Orangeacre into what Nora believes to be the rectangular tract of Blueacre. With her subjective belief that she is staying on her property, Nora walks from point X to point Y, with the purpose of moving from one point to the other in a straight line. As a result, she transits the notch. Is there requisite intent for trespass to land?

A. Yes

B. No

## Intent problem: Nora and the notch

Trespass to Land



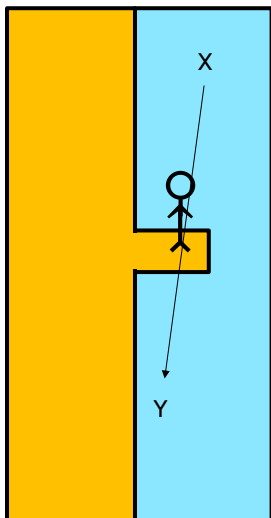
Nora owns Blueacre (right). Oren owns Orangeacre (left). Nora believes Blueacre is a rectangle, and her belief in this regard is supported by a land survey she paid for, an attorney opinion, and county land records. But in fact, Oren owns a notch that extends Orangeacre into what Nora believes to be the rectangular tract of Blueacre. With her subjective belief that she is staying on her property, Nora walks from point X to point Y, with the purpose of moving from one point to the other in a straight line. As a result, she transits the notch. Is there requisite intent for trespass to land?

A. Yes ←

B. No

## Intent problem: Nora and the notch

Trespass to Land



Nora owns Blueacre (right). Oren owns Orangeacre (left). Nora believes Blueacre is a rectangle, and her belief in this regard is supported by a land survey she paid for, an attorney opinion, and county land records. But in fact, Oren owns a notch that extends Orangeacre into what Nora believes to be the rectangular tract of Blueacre. With her subjective belief that she is staying on her property, Nora walks from point X to point Y, with the purpose of moving from one point to the other in a straight line. As a result, she transits the notch. Is there requisite intent for trespass to land?

**Nora meant to walk where she did.  
So that counts as the requisite  
intent for trespass to land.**

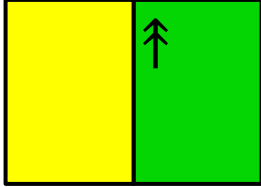
A. Yes ←

B. No

## Intent problem: Glen's pine tree

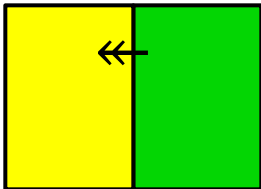
Trespass to Land

Before:



Glen owns Greenacre (right). Yelena owns Yellowacre (left). Glen went out and bought a chainsaw. A hasty doofus, Glen started using the chainsaw to cut down the pictured pine tree. He didn't read the instruction manual, watch videos, or learn anything about how to fell a tree. He started sawing the tree with the subjective intent that it would fall on Greenacre. But because he did it wrong, it fell on Yellowacre. In fact, the objectively reasonable person would have known, exercising due care, that the tree would have fallen on Yellowacre. But Glen was too ignorant to comprehend what would happen. Is there requisite intent for trespass to land?

After:

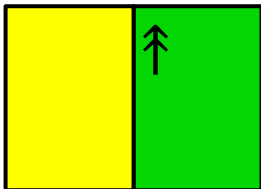


- A. Yes
- B. No

## Intent problem: Glen's pine tree

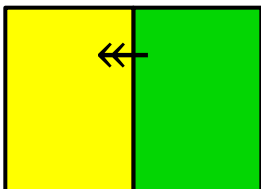
Trespass to Land

Before:



Glen owns Greenacre (right). Yelena owns Yellowacre (left). Glen went out and bought a chainsaw. A hasty doofus, Glen started using the chainsaw to cut down the pictured pine tree. He didn't read the instruction manual, watch videos, or learn anything about how to fell a tree. He started sawing the tree with the subjective intent that it would fall on Greenacre. But because he did it wrong, it fell on Yellowacre. In fact, the objectively reasonable person would have known, exercising due care, that the tree would have fallen on Yellowacre. But Glen was too ignorant to comprehend what would happen. Is there requisite intent for trespass to land?

After:

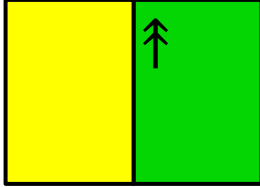


- A. Yes
- B. No ←

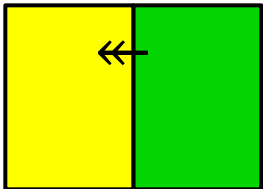
## Intent problem: Glen's pine tree

Trespass to Land

Before:



After:



Glen owns Greenacre (right). Yelena owns Yellowacre (left). Glen went out and bought a chainsaw. A hasty doofus, Glen started using the chainsaw to cut down the pictured pine tree. He didn't read the instruction manual, watch videos, or learn anything about how to fell a tree. He started sawing with the subjective intent that it would fall on Greenacre. It did, but it fell on Yellowacre. Glen exercised objective control over the tree when it fell on Yellowacre. He had the requisite intent for trespass to land.

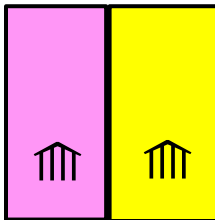
*Glen didn't act with the purpose of having the tree end up where it did, and he didn't have substantial certainty that it would end up where it did, so he doesn't have the requisite intent.*

A. Yes

B. No ←

## Intent problem: Mitch's mistake #1

Trespass to Land



Mitch has a demolition business. He was hired by Ajax to demolish a shed on Pinkacre (left). "I sure don't want to trespass," Mitch said. So Ajax signed a written contract that provided, "I, Ajax, hereby represent, warrant, and certify that Mitch has permission to demolish the shed on Pinkacre, and I agree to indemnify Mitch for any tort claim that may result from Mitch undertaking the activity that is the subject of this contract." Mitch thought everything was on the up and up. He demolished the Pinkacre shed on purpose, using his bulldozer. It turns out Ajax had no lawful authority to authorize the demolition of the shed, which, along with the rest of Pinkacre, was owned by Polly.

Is there requisite intent for trespass to land in a suit brought by Polly against Mitch?

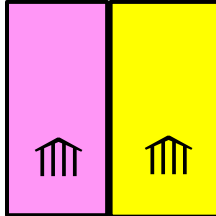
A. Yes

B. No



### Intent problem: Mitch's mistake #1

Trespass to Land



Mitch has a demolition business. He was hired by Ajax to demolish a shed on Pinkacre (left). "I sure don't want to trespass," Mitch said. So Ajax signed a written contract that provided, "I, Ajax, hereby represent, warrant, and certify that Mitch has permission to demolish the shed on Pinkacre, and I agree to indemnify Mitch for any tort claim that may result from Mitch undertaking the activity that is the subject of this contract." Mitch thought everything was on the up and up. He demolished the Pinkacre shed on purpose, using his bulldozer. It turns out Ajax had no lawful authority to authorize the demolition of the shed, which, along with the rest of Pinkacre, was owned by Polly.

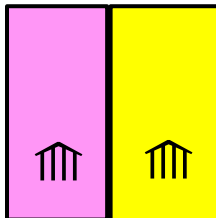
Is there requisite intent for trespass to land in a suit brought by Polly against Mitch?

[A. Yes](#) ←

B. No

### Intent problem: Mitch's mistake #2

Trespass to Land



After demolishing the shed on Pinkacre, Mitch carelessly left the engine running on his bulldozer. The transmission slipped (because of Mitch's negligent maintenance of the machine), and the bulldozer moved over to Goldacre (right), owned by Golda, where it destroyed Golda's shed.

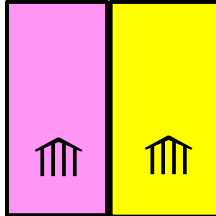
Is there requisite intent for trespass to land in a suit brought by Golda against Mitch?

A. Yes

B. No

## Intent problem: Mitch's mistake #2

Trespass to Land



After demolishing the shed on Pinkacre, Mitch carelessly left the engine running on his bulldozer. The transmission slipped (because of Mitch's negligent maintenance of the machine), and the bulldozer moved over to Goldacre (right), owned by Golda, where it destroyed Golda's shed.

Is there requisite intent for trespass to land in a suit brought by Golda against Mitch?

A. Yes

B. No ←

Trespass to Land

Do you feel like you have the concept for intent for trespass to land?

A. Yes

B. No