

ISSUING GUIDELINES

ALTA Endorsement: 38-06 (Mortgage Tax)

Explanation:

Upon payment of any deficiency in the Mortgage Tax, including interest and penalties, by the Insured, this endorsement insures against loss or damage sustained by reason of:

- (a) the invalidity or unenforceability of the lien of the Insured Mortgage as security for the Indebtedness resulting from the failure to pay, at the time of recording, any portion of the Mortgage Tax; or
- (b) the lack of priority of the lien of the Insured Mortgage as security for the Indebtedness resulting from the failure to pay, at the time of recording, any portion of the Mortgage Tax.

Underwriting Requirements:

- 1. Issue this endorsement on loan policies only, in jurisdictions where there is a mortgage recording tax.
- 2. Confirm that the mortgage recording tax calculation appears to be correct and that the mortgage recording tax was paid at the time of recording of the Insured Mortgage.

Issuing guideline applies to the following Endorsement(s):

ALTA 38-06 Mortgage Tax - 2006 ALTA Loan Policy