

ISSUING GUIDELINES

ALTA Endorsement: 41.3-06 (Water - Land under Development)

Explanation:

Provides the owner or lender with coverage against loss or damage to the existing or future building, surface structure, paved road, walkway, parking area, driveway or curb resulting from the use of the surface of the land for the extraction or development of water excepted from the legal description or excepted in Schedule B of the policy.

Underwriting Requirements:

In order to provide the coverage comply with one of the following requirements:

- (1) verify that there are no reservations of water rights, wells, ditches, canals or other documents that suggest the extraction or development of water on the land; or
- (2) secure underwriter approval.

Relevant factors include area of land impacted by rights of others to use the land to extract or develop water and whether the improvements on the land or future improvements could be affected.

Indicate in Paragraph 4. c. any mineral interest you intend to exclude from coverage. If there is none, then indicate "None" in the blank.

Issuing guideline applies to the following Endorsement(s):

ALTA 41.3-06 **Water - Land under Development - 2006** ALTA Loan or Owner's Policy