

**INTEREST RATE EXCHANGE
("SWAP") ENDORSEMENT**

Attached to Policy No. _____

Issued by

Chicago Title Insurance Company

This policy insures against loss or damage which the insured may sustain by reason of the entry of a final, non-appealable judgment by a court of competent jurisdiction, adjudging that the mortgage described in and insured by Schedule A of the policy, as it secures amounts advances by the insured under the said mortgage to pay sums due pursuant to that certain Interest Rate Exchange Agreement dated _____, between and _____ :

- (a) is invalid or unenforceable; or
- (b) does not, as of the Date of Policy, share the same priority in relation to any other claims or liens against the land as is afforded the principal of the loan secured by the mortgage as of the Date of Policy.

Nothing contained in this Endorsement shall be construed as insuring a determination by a court of competent jurisdiction of the amount due under the Interest Rate Exchange Agreement referred to above.

This endorsement is made a part of the policy and is subject to all the terms and provision thereof and of any prior endorsements thereto. Except to the extent expressly stated, it neither modifies any of the terms and provisions of the policy and any prior endorsements, nor does it extend the effective date of the policy and any prior endorsements, nor does it increase the face amount thereof.

Chicago Title Insurance Company

By: _____

Authorized Signatory