

## COMMERCIAL GENERAL LIABILITY MAX

# DAMAGE TO UNDERGROUND PROPERTY EXCLUSION ENDORSEMENT

This Endorsement Changes the Policy. Please Read It Carefully.

Certain words and phrases in bold font have special meaning as defined below or in the form to which this Endorsement is attached.

The titles of sections or paragraphs listed below should not be considered for purposes of interpreting the intent of this Form; these titles have only been inserted for ease of reading.

This Endorsement is attached to the Commercial General Liability Max Form and is subject to all terms, conditions, limitations and exclusions of such Form.

1. The following exclusion is added to 2. EXCLUSIONS under COVERAGE A - BODILY INJURY AND PROPERTY DAMAGE LIABILITY of SECTION I - COVERAGES in the Commercial General Liability Max form:

**This insurance does not apply to:**

2.24. Underground Property

**Property damage to underground property** including but not limited to:

- 2.24.1. Impairment to or reduction in the value of the **underground property**;
- 2.24.2. The increased cost of bringing **underground property** to physical possession at the earth's surface;
- 2.24.3. Expense incurred to prevent or to minimize **property damage to underground property**.

2. DEFINITION

**Underground property** means:

- 2.1. Any substance, including but not limited to coal, oil, gas, minerals or water (and including any legal or equitable interest therein) that is not in physical possession of an Insured at the earth's surface at the time of any act or omission which causes or contributes to **property damage** to such substance; or
- 2.2. Any well, hole, mine, formation, strata or area beneath the earth's surface in or through which exploration for or production of any substance (including but not limited to coal, oil, gas, minerals or water and including any legal or equitable interest therein) is or will at any time be conducted; or
- 2.3. Any drilling, well servicing or mining machinery or equipment (including but not limited to casings, pipes, bits, tools and pumps) located in any well, hole, mine, formation, strata or area beneath the earth's surface at the time of any act or omission which causes or contributes to **property damage** to such machinery or equipment.

All other terms and conditions of the Policy remain unchanged.