



Quail Creek Homeowners Association
QCHOA INC.

POLICY FOR PRIORITY OF PAYMENTS

The following Policy for Priority of Payments is established by the Board of Directors (the “**Board**”) of the QCHOA, Inc. (the “**Association**”) in accordance with Section 209.0063ⁱ of the Texas Property Code:

A. Except as provided by Section B. below, a payment received by the Association from an Owner shall be applied to the Owner’s debt in the following order of priority:

1. Any delinquent assessment;
2. Any current assessment;
3. Any reasonable attorney’s fees or reasonable third party collection costs incurred by the Association associated solely with assessments or any other charge that could provide the basis for foreclosure;
4. Any reasonable attorney’s fees incurred by the Association that are not subject to Subsection (3) above;
5. Any reasonable fines assessed by the Association;
6. Any other reasonable amount owed to the Association.

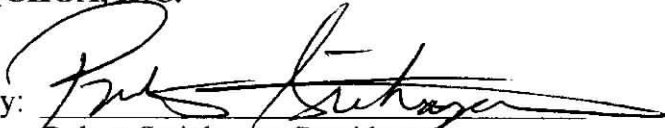
B. If, at the time the Association receives a payment from an Owner and the Owner is in default under a payment plan entered into with the Association, the Association is not required to apply the payment in the order of priority outlined in Section (A), in accordance with Section 209.0063 of the Texas Property Code. Instead, in the event that an Owner is in default under a payment plan at the time the Association receives a payment from the Owner, the payment received by the Association from an Owner shall be applied to the Owner’s debt in the following order of priority:

1. Any reasonable attorney’s fees or reasonable third-party collection costs incurred by the Association associated solely with assessments or any other charge that could provide the basis for foreclosure;
2. Any reasonable attorney’s fees incurred by the Association that are not subject to the immediately previous Subsection (1);
3. Any delinquent assessment;
4. Any current assessment;
5. Any other reasonable amount owed to the Association.
6. Any reasonable fines assessed by the Association.

This policy shall supersede and render null and void any previously adopted priority of payment/payment plan policy to the extent that the terms of such policy are contradictory.

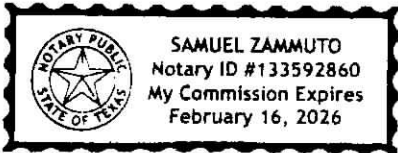
The foregoing Policy for Priority of Payments was duly adopted by the Board of the Association on the 17th day of October, 2022.

QCHOA, INC.

By: 
Robert Steinhagen, President

STATE OF TEXAS §
 §
COUNTY OF ROCKWALL §

This instrument was acknowledged before me on this 24th day of FEBRUARY, 2023 by (name) ROBERT STEINHAGEN, the (title) PRESIDENT of QCHOA, Inc., a Texas non-profit corporation, on behalf of said corporation.




Notary
Public, State of Texas

¹ Property Code Title 11, § 209.0063 Added by Acts 2011, 82nd Leg., R.S., Ch. 1282 (H.B. 1228), Sec. 2, eff. January 1, 2012. 36 Amended by: Acts 2021, 87th Leg., R.S., Ch. 951 (S.B. 1588), Sec. 15, eff. September 1, 2021.

Filed and Recorded
Official Public Records
Jennifer Fogg, County Clerk
Rockwall County, Texas
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