



**Recount of Votes Policy**


**WHEREAS**, certain lots (each a "Lot") in the Quail Creek Subdivision (the "*Subdivision*") in McLendon-Chisholm, Rockwall County, Texas are subject to the Declaration of Covenants, Conditions and Restrictions Applicable to Quail Creek, City of McLendon-Chisholm, Rockwall County, Texas filed in the real property records of Rockwall County, Texas on December 31, 2009 as document no. 2009-00427472;

**WHEREAS**, the Board of Directors (the "*Board*") of the QCHOA, Inc., the homeowners association of the Subdivision (the "*Association*") has adopted a Recount of Votes policy; and

**WHEREAS**, the Board desires to file these guidelines in the real property records of Rockwall County, being the county in which the Subdivision is located, in compliance with the Texas Property Code.

**NOW, THEREFORE, IT IS RESOLVED**, that the attached Recount of Votes Policy has been established and duly adopted by the Board, and is submitted for recording in the real property records of Rockwall County, Texas.

QCHOA, INC.

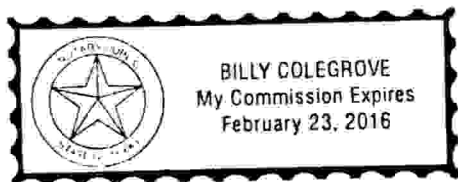
By:   
Robert Steinhagen, President

STATE OF TEXAS

COUNTY OF ROCKWALL

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§  
§

This instrument was acknowledged before me on this 4th day of March, <sup>2015</sup>~~2014~~ by Robert Steinhagen, the President of QCHOA, Inc., a Texas non-profit corporation, on behalf of said corporation.





Notary Public, State of Texas

QCHOA, INC.

**Recount of Votes Policy**

The following Recount of Votes Policy (the "**Policy**") is established by the Board of Directors (the "**Board**") of QCHOA, Inc. (the "**Association**") in accordance with Texas Property Code, Subsection 209.0057(b):

Any owner may, not later than the 15th day after the date of the meeting at which the election and/or the vote tally was held, require a recount of the votes. A demand for a recount must be submitted in writing either:

(1) by certified mail, return receipt requested, or by delivery by the United States Postal Service with signature confirmation service to the Association's mailing address as reflected on the latest management certificate filed under Section 209.004 of the Texas Property Code; or

(2) or to the address to which ballots, proxy ballots, and absentee ballots are mailed.

(c) The Association shall, at the expense of the owner requesting the recount, retain for the purpose of performing the recount, the services of a person qualified to tabulate votes under this subsection. The association shall enter into a contract for the services of a person who:

(1) is not a member of the association or related to a member of the association board within the third degree by consanguinity or affinity, as determined under Chapter 573, Government Code; and

(2) is:

(A) a current or former:

- (i) county judge;
- (ii) county elections administrator;
- (iii) justice of the peace; or
- (iv) county voter registrar; or

(B) a person agreed on by the association and the persons requesting the recount.

(d) Any recount under this Policy must be performed on or before the 30th day after the date of receipt of a request and payment for a recount in accordance with Subsections (b) and (c). If the recount changes the results of the election, the Association shall reimburse the requesting owner for the cost of the recount. The Association shall provide the results of the recount to each owner who requested the recount. Any action taken by the board in the period between the initial election vote tally and the completion of the recount is not affected by any recount.

The foregoing Recount of Votes policy was duly adopted by the Board of the Association on the 3rd day of March, 2015.

Filed and Recorded  
Official Public Records  
Shelli Miller, County Clerk  
Rockwall County, Texas  
03/04/2015 10:02:18 AM  
\$30.00  
2015000002860



*Shelli Miller*

QCHOA, INC.

By:

*Robert Steinhagen*

Robert Steinhagen, President

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