

CHERRY RIDGE HOMEOWNERS' ASSOCIATION

Resolution of The Board of Directors

COLLECTION OF UNPAID CHARGES

WHEREAS, "Declaration" is the Declaration of Protective Covenants, Conditions and Restrictions Affecting Cherry Ridge, "Bylaws" is Bylaws of Cherry Ridge, a Residential Planned Community, "Act" is the Oregon Planned Community Act, Oregon Revised Statutes, Chapter 94 and "Association" is Cherry Ridge Homeowners' Association;

WHEREAS, "assessments," as used in this Resolution, includes all amounts validly assessed against a Lot or Unit Owner ("Owner") pursuant to the Declaration, the Association's Bylaws, Rules and Regulations, and any Board of Directors ("Board") Resolution, including, but not limited to, common expenses, interest, fees, fines, agent fees and all collection costs;

WHEREAS ORS 94.630(a), Article III, Section 3.03, Article VII, Section 7.01, and Article VIII, Section 8.01 of the Declaration allows the Association to adopt rules and enforce compliance with the Declaration, Bylaws, and administrative rules and regulations.

WHEREAS, Article III, Section 3.03, Article VII, Section 7.01, and Article VIII, Section 8.01 of the Declaration authorize the Board to enforce provisions of the Declaration, Bylaws and Rules and Regulations, including action to collect unpaid assessments.

WHEREAS Article 12 of the Bylaws and ORS 94.630(l)(n) authorize the Board to establish late charges and fines.

WHEREAS, Article IV, Section 4.01 & 4.09 of the Declaration and ORS 94.709(1) provide that all assessments, together with interest, agent fees and costs of collection shall be a continuing lien upon the unit against which each, such assessment is made.

WHEREAS, Article VII, Section 7.01 and Section 7.02 of the Declaration, Article 12 of the Bylaws, and ORS 94.709(4) authorizes the Board, on behalf of the Association, to bring suit to foreclose the lien against the unit and to bring an action to obtain a money judgment against an Owner for damages and for unpaid assessments.

WHEREAS, Article IV, Section 4.01, Article VII, Section 7.02 of the Declaration, Article 12 of the Bylaws, and ORS 94.630(l)(n) provides that Owners shall be obligated to pay reasonable fees and costs, including, but not limited to, agent fees incurred in connection with efforts to collect delinquent and unpaid assessments, regardless of whether suit or action is commenced, and to enforce the provisions of the Declaration, Bylaws, rules and regulations or the Act;

WHEREAS assessments are currently due and payable annually and will be due on the first (1st) day of January.

WHEREAS, from time-to-time Owners become delinquent in the payments of their assessments and fail to respond to the demands from the Board to bring their accounts current, and it is imperative assessment payments are timely received.

WHEREAS, pursuant to Article IV, Section 4.01 and 4.09 of the Declaration, Article VII, Section 7.02 of the Declaration, Article 12 of the Bylaws, and ORS 94.704(5)(b), interest at a rate to be established by the Board from time to time shall accrue on all unpaid charges.

WHEREAS, pursuant to Article 12 of the Bylaws and ORS 94.630(l)(n) Act, a late charge may be charged for each delinquent assessment in an amount established by resolution of the Board.

WHEREAS the Board deems it in the Association's best interest to adopt a uniform and systematic procedure for the collection of unpaid assessments in a timely manner and further believes it to be in the Association's best interest to refer these accounts promptly to Axela for collection to minimize the Association's loss of assessment revenue.

NOW, THEREFORE, IT IS RESOLVED THAT the following steps be adopted to provide for the uniform and systematic procedure for the collection of unpaid assessments:

1. All assessments shall accrue interest at a rate of twelve percent (12%) per annum from the date such assessment is first due.
2. If any assessment remains unpaid by an owner for more than Thirty (30) days of the date such assessment is due; and late fee shall be twenty five dollars (\$25) which will be charged on February 1st and will be charged on the first day (1st) day of each consecutive month until paid.
3. If any assessment remains unpaid by the Owner for more than ninety (90) days from the due date for its payment, the Board shall turn over collection to the Association's agent, who shall: (a) send a written demand for payment and any notice as required by the federal Fair Debt Collection Practices Act, if applicable; (b) prepare and record a lien against the Owner's unit; (c) notify the Owner within twenty (20) days of recording that the lien has been recorded; and (d) may notify any first mortgage or trust deed holder of the Owner's default, if applicable. The lien amount shall include all collection costs to date, including attorney's fees and the cost of preparing and recording the lien, any notice of lien required by law, and any notice to a first mortgage holder, if applicable. The demand for payment shall notify the Owner of the Owner's liability for payment of charges imposed by Agent to cover fees and costs associated with all collection efforts. The demand for payment shall include all collection costs to date.

4. If any assessment remains unpaid by the Owner thirty (30) days after the date of Agents demand, Agent shall send Owner a ten (10) day demand letter for payment notifying the Owner that if full payment is not received within ten (10) days of the date of the letter the Association intends to file suit to either obtain a money judgment or foreclose on the lien. The demand shall include the updated amount owing, including all collection costs to date.

5. If any assessment remains unpaid by the Owner ten (10) days after the Agents ten-day demand letter or notice of intent to file suit, the Agent shall file suit for a money judgment, unless the Board, after recommendation by Agent, determines that lien foreclosure is advisable under the circumstances. In such cases, the Agent may file a lawsuit for a money judgment, for foreclosure, or for both a money judgment and foreclosure, as permitted by applicable law.

6. If the Association is successful in obtaining a money judgment, Agent shall collect on the judgment in this order, unless Agent determines other actions or another order of collection is appropriate under the circumstances: (a) file and send a ten (10) day demand to pay judgment; (b) garnish accounts, wages, and rents; (c) levy against any personal and real property; and (d) levy against the unit. Additional steps may be necessary to determine the availability and location of the judgment debtor's assets. If the Association is successful in a suit to foreclose on the lien, Agent shall proceed as necessary to complete the foreclosure unless otherwise directed by the Board.

NOW, BE IT FURTHER RESOLVED, that all legal fees and costs incurred in the collection of a delinquent account shall be assessed against the delinquent Owner and shall be collected as an assessment as provided in the Bylaws, the Declaration, and the Act.

NOW, BE IT FURTHER RESOLVED, that all contacts and contracts with the delinquent Owner shall be through Agent. Neither the Board, nor any of its agents, shall discuss the collection of the account directly with the Owner after it has been turned over to Agent, unless one of the Agent is present or has consented to the contact and contract.

NOW, BE IT FURTHER RESOLVED, that Agent shall have the discretion to enter an installment payment plan with a delinquent Owner in appropriate circumstances. In all cases in which a lawsuit has been filed, any such plan must be secured by a Stipulated Judgment. Any payment plan providing for a down payment of less than the greater of one-third (1/3) of the delinquent balance or twice the current assessment, or a duration in excess of twelve (12) months shall require approval of the Board president.

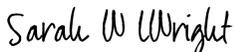
NOW, BE IT FURTHER RESOLVED, that Agent, in its initial demand notice, shall communicate to Owner that the account has been turned over for collection, and that all payments are to be made to Agent until the account has been brought current. The Association hereby grants to Agent its limited power of attorney to endorse for deposit checks made payable to the Association (or its agent management company, if any) in satisfaction of accounts sent to Agent for collection. Agent shall deposit all payments in its trust account. All amounts collected shall

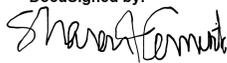
be disbursed by Agent according to the provisions of the Association and Agent representation agreement.

NOW, BE IT FURTHER RESOLVED, that nothing in this Resolution precludes the Board from taking further action in the collection of unpaid assessments permitted by the Association's governing documents or applicable law.

NOW, BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to all Owners at their last known address.

ATTEST:

Signed by:

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Board President

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Board Secretary

12/30/2025

Date