

# 2014 BK VOL PG 1487 0P 119 383

Exhibit #5

### 2014 BK VOL PG 1487 OP 119 384

## **RESTRICTIVE COVENANTS**

# SINGLETREE 183 SUBDIVISION

## **BROWN COUNTY, TEXAS**

- 1) Singletree 183 Subdivision is restricted to residential and agricultural uses. Businesses operated from the home which otherwise comply with these covenants are permitted. Storefront businesses are prohibited.
- 2) All built-on-site houses shall be of conventional residential construction using new materials and contain a minimum of 1,200 square feet of living area. New double-wide mobile homes and manufactured homes of at least 1,200 square feet of living area are allowed. Single-wide mobile homes and moved-in houses are prohibited. This provision shall not apply to any individual lot which contains more than 15 acres.
- 3) No commercial feedlots or hog farms may be placed on any tract of land.
- 4) No inoperative or junk cars, household appliances, boxes, rubbish or anything unsightly shall be kept or stored outside and in view of adjoining property.
- 5) No noxious or offensive trade or activity shall be conducted upon any tract, nor shall anything be done thereon which may constitute an annoyance or nuisance to adjoining property owners.
- 6) Invalidation of any one or more of these covenants and restrictions by judgment of any court shall in no way affect any of the other covenants, restrictions and provisions herein contained, which shall remain in full force and effect.
- 7) The restrictions set forth on this property are to protect the property owners and the adjoining property owners of tracts and homes in this area; to protect against poorly designed and improperly built houses; and to guard against depreciation and devaluation of their property and in general to provide adequately for a high quality type of improvements and thereby to enhance the investment made by the purchasers of this property and the surrounding property.
- 8) If owners of any tract, or any other person, shall violate any one or more of the covenants herein, it shall be lawful for any other person or persons owning any tract to prosecute any proceedings at law or equity against the person or persons violating or attempting to violate any such covenant and either to prevent violator(s) from so doing or to recover damages for such violations.

Through Tax Year TAX	CERTIFICATE	Certificate # 19942
Issued By: BROWN COUNTY APPRAISAL DISTRICT 403 FISK ST 325-643-5676 BROWNWOOD, TX 76801	Property ID: 20004874 Geo ID: A02 Legal Acres: 69.2100 Legal Desc: J J COX, SURVEY 3, ABSTR Situs: HWY 183 N & CR 368 EA DBA: Exemptions:	ation
Owner ID: 126419 100.00% SINGLETREE LAND COMPANY LLC PO BOX 766 COMANCHE, TX 76442-0766	ROAD & FLOOD Land HS: Land NHS	nent HS:         0           nent NHS:         0           S:         0           ity Market:         166,380           ity Use:         6,030           I Value         6,030
This is to certify that, after a careful check of the tax	rent/Delinquent-Taxes	and the second

.....

and any known costs and expenses as provided by Tax Code §33.48, are due on the described property for the following taxing unit(s):					
Year, Entity, Taxable		Disc./P&I	Attorney Fee	Total Due 0.00	
Effective Date: 03/05/2014	Total Du	e if paid by: 03/31/2	014	0.00	

Tax Certificate Issued for:	Taxes Paid in 2013
BROWN COUNTY	29.81
EARLY ISD	84.39
ROAD & FLOOD	4.83

If applicable, the above-described property has/is receiving special appraisal based on its use, and additional rollback taxes may become due based on the provisions of the special appraisal (Comptroller Rule 9.3040) or property omitted from the appraisal roll as described under Tax Code Section 25.21 is not included in this certificate [Tax Code Section 31.08(b)].

Pursuant to Tax Code Section 31.08, if a person transfers property accompanied by a tax certificate that erroneously indicates that no delinquent taxes, penalties or interest are due a taxing unit on the property or that fails to include property because of its omission from an appraisal roll, the unit's tax lien on the property is extinguished and the purchaser of the property is absolved of liability to the unit for delinquent taxes, penalties or interest on the property or for taxes based on omitted property. The person who was liable for the tax for the year the tax was imposed or the property was omitted remains personally liable for the tax and for any penalties or interest.

A tax certificate issued through fraud or collusion is void.

This certificate does not clear abuse of granted exemptions as defined in Section 11.43 Paragraph(1) of the Texas Property Tax Code.

May Be Subject to Court Costs if Suit is Pending

Signature of Authorized Officer of Collecting Office

Date of Issue: **Requested By:** Fee Amount: Reference #:

03/05/2014 ELKINS, JIM & JO ANN 10.00

Page: 1 OF 1

...

#### 2014 BK VOL PG 1487 OP 119 386

<pre>* Prepared by: Pfingsten Surveyors, P.C. * Routine: List Coordinates Coord File 1529SP.CRD 2/24/14 16:00:24 * Input Scale Factor: 1.000000 Output Scale Factor: 1.000000 *</pre>						
Pt.No. Code	North	East	Elevation Desc.			
3	10634659.712	2733032.585	1446.60 concrete marker			
15	10632041.152	2733775.313	1429.18 .50 set			
22	10634674.638	2733718.568	1442.88 .50 set			
100	10633462.918	2732642.761	1433.41 .50SET			
101	10633394 191	2733746.158	1439,54 CALC			
102	10633011.985	2732495.882	1439.54 CALC			
103		2733753.904				
104	10632032.539	2733298.532	1439.54 CALC			
105	10633026.098	2733277.124				
106	10632023.926	2732821.752	1439.54 CALC			
107	to here a second to the second to the	2732800.343	1439.54 CALC			
215	10632013.064		1424.55 CONCRETE MARKER			
216		2732186.019	1423.33 .50FD			
		an a mar a na sa sa sa				

38

INSTRUMENT NO. 1487

FILED MARCH 18,2014 12:46 PM

**RETURN TO:** 

PLAT VOL 5 PG 203-204

## STATE OF TEXAS COUNTY OF BROWN

I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me, and was duly RECORDED in the Official Public Records of Brown County, Texas.



DEPUTY: SHARON FERGUSON, COUNTY CLERK BROWN COUNTY, TEXAS