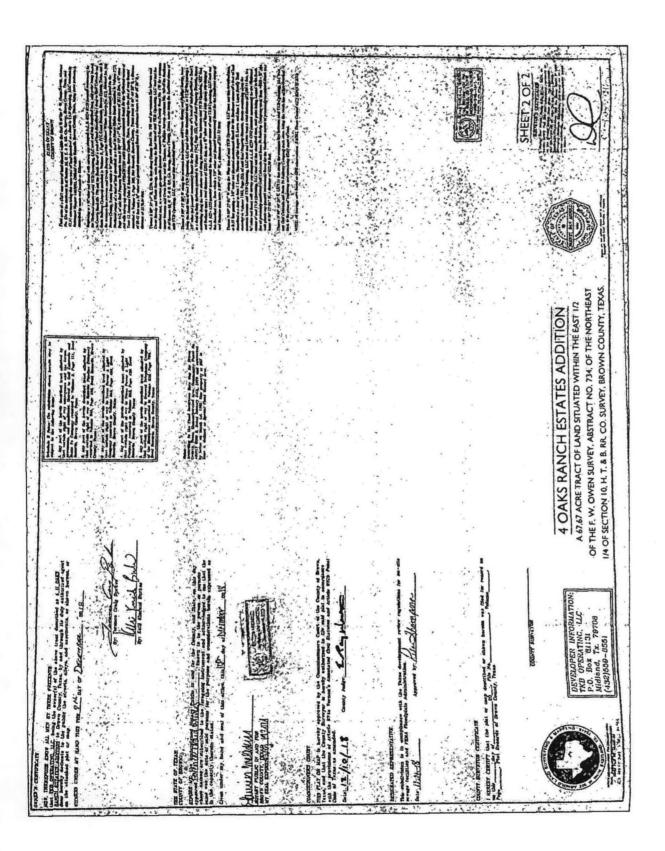


December 10, 2018 (Exhibit#5)



Through Tax Year 2018

TAX CERTIFICATE

Certificate # 27683

Issued By:

OF

M PAGE

BROWN COUNTY APPRAISAL DISTRICT 403 FISK ST 325-643-5676 BROWNWOOD, TX 76801

Property Information
Property ID: 28197 Geo ID: A0734-00

Geo ID: A0734-0007-01

Legal Acres: 67.0300

Legal Desc: F W OWENS, SURVEY 10, ABSTRACT 734, ACRES

67.03

224 CR 198 BROWNWOOD, TX 76801 Situs:

DBA:

Exemptions:

Owner ID: 143590 100.00% TKB OPERATING LLC

% TERENCE CRAIG BURKES

PO BOX 81131

MIDLAND, TX 79708-1131

For Entities	Value Information	
BANGS ISD	Improvement HS:	0
BROWN COUNTY ROAD & FLOOD	Improvement NHS:	0
	Land HS:	0
	Land NHS:	0
	Productivity Market:	161,870
	Productivity Use:	5,780
	Assessed Value	5,780

Property is receiving Ag Use

Current/Delinquent Taxes

EaThis is to certify that, after a careful check of the tax records of this office, the following delinquent taxes, penalties, interest and any known costs and expenses as provided by Tax Code §33.48, are due on the described property for the following z otaxing unit(s):

Attorney Fee Total Due Taxable Tax Due Disc./P&I Year Entity 0.00 0.00 0.00 0.00 Totals:

Effective Date: 12/10/2018

Total Due if paid by: 12/31/2018

0.00

Taxes Paid in 2018 Tax Certificate Issued for: **BROWN COUNTY** 69.58 BANGS ISD 5.55 ROAD & FLOOD

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

Date of Issue: Requested By: Fee Amount:

12/10/2018 TKB OPERATING LLC

Reference #:

10.00

Page: 1

Signature of Authorized Officer of Collecting Office

YEAR INST \$ 2018 1808470 PAGE 4 DF 8

RESTRICTIONS AND COVENANTS 4 OAKS RANCH ESTATES ADDITION

The subject property shall be used for residential purposes only; no buildings shall be erected, altered, placed or permitted to remain on the property other then single-family dwelling and the outbuildings used in connection therewith. However, a second dwelling for the use of children or parents shall be allowed. The term "outbuildings" shall include only a garage attached or detached Children's playhouse or room of like nature used for convenience and pleasure of the occupants of the main dwelling; tool shed, storage houses, or workshops.

No noxious or offensive trade or activity shall be carried on upon any lot nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood. No lot shall be used or maintained as a dumping ground for rubbish. Trash, garbage or other waste shall not be kept on any lot, except in sanitary containers. Refuse shall be transported to and disposed of in an approved dumping site. No trailer parks shall be allowed.

All sanitary regulations shall be in strict accordance with requirements set forth by the public health authorities. No outside toilets shall be erected, placed or used upon premises, but a septic tank and septic system of approved character shall be installed to properly accommodate the sewerage. Soil inspection, design plan and construction inspections for septic system to be performed as required by the State and County Agencies. All trash shall be disposed in a sanitary manner and procedure set forth by any regulatory body.

This property shall not be used for feed lots, storage of junk, used automobiles, slop yards, pipe yards or anything that might constitute a public nuisance. No abandoned cars or unsightly debris.

No basement, tent, shack, barn, garage or other outbuildings erected on the tract shall not at any time be used as a residence temporarily or permanently, nor shall any structure of a temporary character be used as a residence. Barndominium with living quarter of 1200 square feet, or larger, shall be permitted.

No Mobile Home may be used as a dwelling that is smaller than 14 ft. by 80 ft. in size, as a permanent dwelling. Any Mobile Home of smaller size will require a SPECIAL PERMIT issued by TKB Operating, LLC stating length of time it will be permitted on tract.

Livestock, barns, and corrals shall be located not less than 60 ft. from street.

The ground floors of the residence, excluding all open porches or garages shall be not less than 1,200 square feet livable space, plus a double garage or carport, and 60% brick or rock masonry construction.

Dwellings shall be located on the property to conform to other structures on street; in no case shall any structure be located less than 30 feet from street. In case of a corner lot this will apply to both streets.

Domestic animals, livestock and poultry may be kept and raised on the property except that the keeping and raising of any such animals, livestock, and poultry shall be done so as not to constitute a nuisance to the neighborhood; and strictly on a domestic basis; and such keeping and raising of animals, livestock, and poultry shall be subject to the requirements and restrictions imposed by the state health authorities. In no case shall a commercial venture of any type be operated upon this property other than that of a family nature adhering to all restrictions therein. "Of a family nature" would include a wood shop. Hog or dairy farms shall not be allowed.

No sign of any kind shall be displayed to the public view on the property except one professional sign of not more than two feet square, on sign of not more than five feet square advertising the property for sale, or signs used by a builder to advertise the property during the construction and sales period.

Fences shall be constructed of new material (except pipe fence shall be painted) and be maintained in good condition and attractive appearances at all times.

The exterior of any structure shall be completed within six months of the beginning of construction.

No right of way shall be granted to allow a through road. This lot shall not be further sub-developed into smaller tracts.

Easements for installation and maintenance of utilities and drainage facilities are reserved as indicated on the plot of said addition, or as subsequently granted and recorded by document. No structure shall be constructed over any pipeline or utility easement.

In the event any owner or occupant of this lot shall violate any of the restrictions or neglect to perform any of his obligations herein contained which can be remedied by the Developer or their respective successors or assigns, either or said parties may cause such violation to be remedied and the cost of such remedial action shall be chargeable against the owner of the offending lot and a lien against said lot is hereby expressly created to secure payment to the party named above making the expenditure, to bring said lot into compliance with these restrictions, which indebtedness and lien securing the same may be enforced in any manner provide by law or equity.

Each and every condition herein contained shall be covenants running with the land and shall be binding upon each of the buyers, their successors and assigns; until changed or amended by a three fourth's (3/4ths) majority of the owners or property in said Addition.

STATE OF TEXAS COUNTY OF BROWN

Field notes of a 67.67 acre tract of land situated within the East ½ of the F. W. Owen Survey, Abstract No. 734 of the Northeast ¼ of Section 10, H. T. & B. RR. Co. Survey, Brown County, Texas, said 67.67 acre tract being that same tract of land described in a deed to TKB Operating, LLC recorded by Instrument Number 1803985, Official Public Records, Brown County, Texas, being more particularly described by metes and bounds as follows:

Beginning at a ½" rebar rod found with survey cap stamped A.L.S. 6224 6332 (control monument) for the Northeast corner of said TKB Operating, LLC tract and this described tract, said point being located in County Road No. 198 and the South line of a tract of land described in a deed to Gulf Colorado and Santa Railway Company recorded in Volume R. Page 111, Deed Records, Brown County. Texas, and in the common line between said Owen Survey and the Andrew Winter Survey No. 615, Abstract No. 969, Brown County, Texas; from which a ¾" pipe with plastic cap (control monument) found for the Northeast corner of a tract of land described in a deed to Nancy Helen Brush recorded in Volume 1728, Page 443, of said Real Property Records bears N 00° 31' 14" W, a distance of 357.85 feet, a ½" rebar rod with survey cap stamped PFINGSTEN 4405 (control monument) found for the Northwest corner of Tract 12, Scattered Oaks II Subdivision, Brown County, Texas, according to the plat or map thereof recorded in Volume 4, Page 389, Plat Records, Brown County, Texas bears N 86° 46' 26" E, a distance of 59.45 feet and a ½" rebar rod (control monument) found for reference bears N 86° 46' 26" E, a distance of 2170.84 feet;

Thence S 00° 31' 14" E, 2256.46 feet along County Road No. 198 and the common line between said Owen Survey and Winter Survey, same being the East line of said TKB Operating, LLC tract and this described tract, to a cotton gin spindle (control monument) found in County Road No. 198 for a common corner between said Owen Survey and the Thomas N. Phillips Survey, Abstract No. 768 of the Southeast ¼ of Section 10, H. T. & B. RR. Co. Survey, Brown County, Texas, same being the Southeast corner of said TKB Operating, LLC tract and this described tract;

Thence S 89° 47' 56" W along the common line between said Owen Survey and Phillips Survey, same being the South line of said TKB Operating, LLC tract and this described tract, at 17.29 feet passing a 3/8" rebar rod (control monument) found for the Northeast corner of a tract of land described as Tract 1 in a deed to Betty Burleson recorded in Volume 1742, Page 153, of said Real Property Records; thence continuing along the same course and along the common line between said TKB Operating, LLC tract and Burleson tract a total distance of 1328.41 feet, to a ½" rebar rod found with survey cap stamped A.L.S. 6224 6332 (control monument) for the Southwest corner of said TKB Operating, LLC tract and this described tract; from which a 3/8" rebar rod (control monument) found for the Northwest corner of said Burleson tract bears S 89° 47° 56" W, a distance of 321.72 feet;

Thence N 00° 27' 01" W along the West line of said TKB Operating, LLC tract and this described tract, at 0.57 feet passing a 3/8" rebar rod (control monument) found for the Southeast corner of a tract of land described in a deed to Joan I. Lewis, Trustee of the Royce C. Lewis and Joan I. Lewis Family Trust recorded in Volume 1352, Page 252, of said Real Property Records; thence continuing along the common between said TKB Operating, LLC tract and Lewis tract a total distance of 2186.41 feet, to a ½" rebar rod found with survey cap stamped A.L.S. 6224 6332 (control monument) for the Northwest corner of said TKB Operating, LLC tract and this described tract, said point being located in the South line of previously mentioned Gulf Colorado and Santa Fe Railway Company tract; from which a ¾" pipe with plastic cap (control monument) found for the Northwest corner of previously mentioned Brush tract hears N 00° 27' 01" W, a distance of 427.50 feet;

Thence N 86° 46' 26" E, 1327.18 feet along the common line between said TKB Operating, LLC tract and Gulf Colorado and Santa Fe Railway Company tract, same being the North line of this described tract, to the place of beginning and containing 67.67 acres of land.

NOTE: All bearings were based on GPS observations, NAD83, Texas Central 4203 (EPOCH 2011)

SURVEYOR'S CERTIFICATION

I, Barney Dan Arnold, Texas R.P.L.S. No. 6224, do hereby certify that these field notes accurately represent an on the ground survey performed under my direct supervision and conforms in all ways to the Brown County Subdivision Regulations and the Texas Board of Professional Land Surveying Minimum Standards.

Barney Dan Arnold, RPLS 6224 Arnold Land Surveying & Mapping

306 W. Main Eastland, Tx. 76448 (254)629-8550 Office (254)629-8524 Fax

arnoldlandsurvey@att.net TBPLS FIRM NO. 101885-00 BARNEY DAN ARNOLD CONTROL OF THE SHOP OF T

Date: 05/30/2017

2018-154 SUBDV POINTS

```
2,10588271.05700,2685144.53400,1591.69400,CS
3,10588270.94700,2685127.40100,1591.98500,3/8 RBR
4,10590527.52600,2685124.14300,1586.05500,1/2 ALS
5,10590452.82100,2683799.13600,1610.58400,1\2" ALS
6,10588266.41400,2683816.23400,1607.56900,1\2" ALS
30,10590471.17300,2684127.77500,1601.68300,ALS IN CONC
39,10588327.45100,2684144.66100,1601.24000,ALS IN CONC
1000,10588266.34408,2683816.29869,0.00000,CALC
1001,10589488.33925,2683806.69660,0.00000,CALC
1002,10590452.68273,2683799.11907,0.00000,CALC
1003,10590471.20856,2684127.78365,0.00000,CALC
1004,10590527.10995,2685119.52329,0.00000,CALC
1005,10590272.54141,2685120.41215,0.00000,CALC
1006,10590070.14265,2685121.11885,0.00000,CALC
1007,10589867.74388,2685121.82556,0.00000,CALC
1008,10589665.34511,2685122.53226,0.00000,CALC
1009,10589605.29281,2685122.74194,0.00000,CALC
1010,10589342.96181,2685123.65791,0.00000,CALC
1011,10589140.56305,2685124.36461,0.00000,CALC
1012,10588938.16428,2685125.07132,0.00000,CALC
1013,10588735.76552,2685125.77802,0.00000,CALC
1014,10588533.36675,2685126.48472,0.00000,CALC
1015,10588330.94570,2685127.19151,0.00000,CALC
1016,10588270.94700,2685127.40100,0.00000,CALC
1017,10588327.49619,2684144.62833,0.00000,CALC
1018,10588529.91414,2684143.03778,0.00000,CALC
1019,10588732.30980,2684141.44742,0.00000,CALC
1020,10588934.70546,2684139.85705,0.00000,CALC
1021,10589137.10113,2684138.26668,0.00000,CALC
1022,10589339.49679,2684136.67631,0.00000,CALC
1023,10589489.49358,2684135.49768,0.00000,CALC
1024,10589663.41331,2684134.13107,0.00000,CALC
1025,10589782.70793,2684251.56554,0.00000,CALC
1026,10589632.91032,2684403.73592,0.00000,CALC
 1027,10589691.97401,2684429.26416,0.00000,CALC
 1028,10589864.69650,2684253.80576,0.00000,CALC
 1029,10589984.99259,2684131.60419,0.00000,CALC
 1030.10590066.66648,2684130.96242,0.00000,CALC
 1031,10590269.06214,2684129.37205,0.00000,CALC
 1032,10590527.37319,2685124.19344,0.00000,CALC
 1033,10588271.00772,2685144.69577,0.00000,CALC
```

2018-154 SUBDV POINTS

2,10588271.05700,2685144.53400,1591.69400,CS 3,10588270.94700,2685127.40100,1591.98500,3/8 RBR 4,10590527.52600,2685124.14300,1586.05500,1/2 ALS 5,10590452.82100,2683799.13600,1610.58400,1\2" ALS 6,10588266.41400,2683816.23400,1607.56900,1\2" ALS 30,10590471.17300,2684127.77500,1601.68300,ALS IN CONC 39,10588327.45100,2684144.66100,1601.24000,ALS IN CONC 1000,10588266.34408,2683816.29869,0.00000,CALC 1001,10589488.33925,2683806.69660,0.00000,CALC 1002,10590452.68273,2683799.11907,0.00000,CALC 1003,10590471.20856,2684127.78365,0.00000,CALC 1004,10590527.10995,2685119.52329,0.00000,CALC 1005,10590272.54141,2685120.41215,0.00000,CALC 1006,10590070.14265,2685121.11885,0.00000,CALC 1007,10589867.74388,2685121.82556,0.00000,CALC 1008,10589665.34511,2685122.53226,0.00000,CALC 1009,10589605.29281,2685122.74194,0.00000,CALC 1010,10589342.96181,2685123.65791,0.00000,CALC 1011,10589140.56305,2685124.36461,0.00000,CALC 1012,10588938.16428,2685125.07132,0.00000,CALC 1013,10588735.76552,2685125.77802,0.00000,CALC 1014,10588533.36675,2685126.48472,0.00000,CALC 1015,10588330.94570,2685127.19151,0.00000,CALC 1016,10588270.94700,2685127.40100,0.00000,CALC 1017,10588327.49619,2684144.62833,0.00000,CALC 1018,10588529.91414,2684143.03778,0.00000,CALC 1019,10588732.30980,2684141.44742,0.00000,CALC 1020,10588934.70546,2684139.85705,0.00000,CALC 1021,10589137.10113,2684138.26668,0.00000,CALC 1022,10589339.49679,2684136.67631,0.00000,CALC 1023,10589489.49358,2684135.49768,0.00000,CALC 1024,10589663.41331,2684134.13107,0.00000,CALC 1025,10589782.70793,2684251.56554,0.00000,CALC 1026,10589632.91032,2684403.73592,0.00000,CALC 1027,10589691.97401,2684429.26416,0.00000,CALC 1028,10589864.69650,2684253.80576,0.00000,CALC 1029,10589984.99259,2684131.60419,0.00000,CALC 1030,10590066.66648,2684130.96242,0.00000,CALC 1031,10590269.06214,2684129.37205,0.00000,CALC 1032,10590527.37319,2685124.19344,0.00000,CALC 1033,10588271.00772,2685144.69577,0.00000,CALC

SHARON FERGUSON

COUNTY CLERK



200 SOUTH BROADWAY, SUITE 101 BROWNWOOD TX 76801

PHONE (325) 643-2594

DO NOT DESTROY WARNING-THIS IS PART OF THE OFFICIAL RECORD

INSTRUMENT NO. 1808470

FILED FOR REGISTRATION DECEMBER 28,2018 01:18PM 7PGS \$50.00

SUBMITTER: TKB OPERATING LLC

RETURN TO:

PLAT VOL 5 PG 281

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

ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW

