

20070502000203930 1/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
05/02/2007 03:31:10PM FILED/CERT

**LIMITED POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS:

That I, **TREVIS M. LYON**, do hereby make, constitute and appoint **ERNEST M. PITT, JR., ESQ., and/or CHARLES R. HOLBROOK III, ESQ.**, 1500 Carter Avenue, Ste. 200, Ashland, Kentucky 41101, jointly, and either of them severally, as my true and lawful attorney-in-fact, for me in my capacity, name, place and stead, for the limited purposes, as follows: to close and to execute any and all documents necessary, including but not limited to: listing agreement(s), contract(s) of sale, whether with purchasers or real estate broker(s), deed of conveyance, HUD-1 Settlement Statement, and/or any other allied closing documents, including any Internal Revenue Service forms, for the sole purpose of the sale of real property situate or located at **4078 HIGHLAND RIDGE ROAD, BIRMINGHAM, AL 35242**; (SEE **ATTACHED LEGAL DESCRIPTION.**); to receive and receipt for any and all monies payable to me on account of such real estate closing; and, generally to do and perform for me and in my name, place and stead all that I might or could do in the premises, if personally present; and, I hereby adopt and ratify all of the acts of my said attorney done in pursuance of the power hereby granted, as fully as if I were present acting in my own proper persons; and, provided that my said attorney is not to bind me as surety, guarantor or endorser for accommodation, nor to give away any of the estate or properties whatsoever.

And I do give and grant unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite, necessary and proper to be done in the foregoing premises, as fully, to all intents and purposes, as I might or could do, with full power of substitution or revocation, hereby ratifying and confirming all that

my said attorney, or his substitute, shall lawfully do or cause to be done by virtue hereof.

This Power of Attorney shall not be affected by the subsequent disability or incapacity of the principal.

This Power of Attorney is for the **limited period of time** from March 21, 2007, until 11:59 P.M., October 21, 2007, and **shall automatically terminate and be revoked** at the latter time and date.

IN WITNESS WHEREOF, I have hereunto set my hand this 17 day of April 2007:

 4-17-07  
TREVIS M. LYON / DATE

STATE OF Alabama

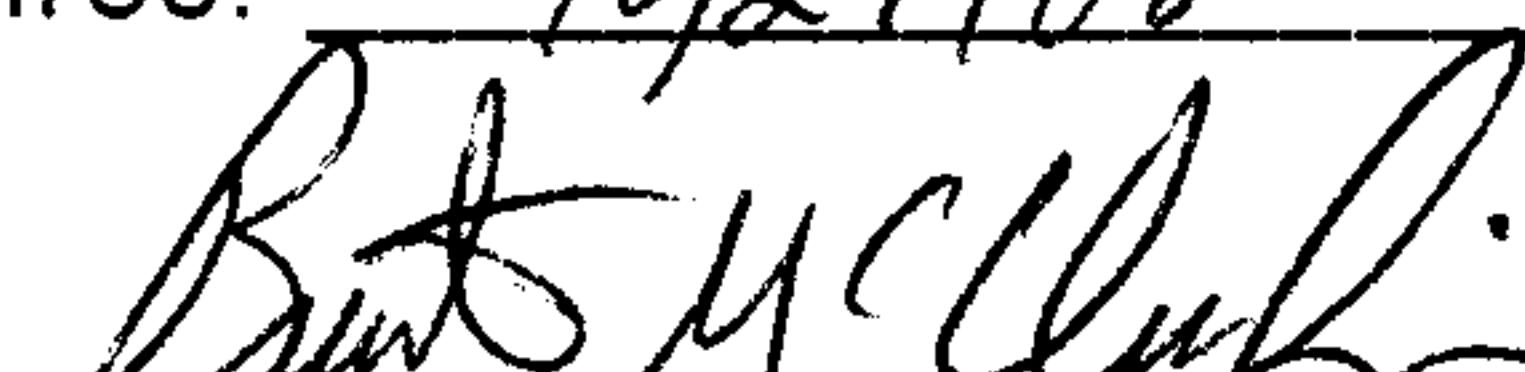
)

COUNTY OF Jefferson

)  
Sct.  
)

The foregoing Power of Attorney was subscribed and sworn to, and acknowledged before me this 17 day of Apr:1, 2007, by **TREVIS M. LYON**, to be his free and voluntary act for the purposes therein expressed.

My commission expires: 10/27/08.

  
NOTARY PUBLIC, STATE AT  
LARGE, QUALIFIED IN Jefferson COUNTY.

This instrument prepared by  
HOLBROOK & Pitt

  
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200 Home Federal Building  
1500 Carter Avenue  
Ashland, Kentucky 41101  
606-324-5136

EXHIBIT "A"

LEGAL DESCRIPTION

Lot 35, according to the Survey of Final Plat of The Mixed Use Subdivision Inverness Highlands, as recorded in Map Book 34, page 45 A & B, in the Probate Office of Shelby County, Alabama.

SUBJECT TO: (1) Current taxes; (2) Building line(s) as shown by recorded map; (3) Easements(s) as shown by recorded map; (4) Sink Hole Prone Areas as set out in Map Book 34, page 45 A & B; (5) Easement to Southern Bell Telephone and Telegraph Company recorded in Volume 320, page 878, in the Probate Office of Shelby County, Alabama; (6) Easement to Water Works Board of the City of Birmingham recorded in Volume 312, page 926, in the Probate Office of Shelby County, Alabama; (7) Easement recorded in Volume 347, page 866, in the Probate Office of Shelby County, Alabama; (8) Easement to Alabama Power Company recorded in Real 340, page 804, Real 348, page 751, Misc. Volume 14, page 424, Real 34, page 614, Real 84, page 298, Real 340, page 816, Real 105, page 875 and Real 131, page 763, in the Probate Office of Shelby County, Alabama; (9) Easement to Shelby County Board of Education, as recorded in Instrument 1999-29881 in the Probate Office of Shelby County, Alabama; (10) Easement to BellSouth Telecommunications recorded in Instrument 1999-29883, in the Probate Office of Shelby County, Alabama; (11) Declaration of Protective Covenants as recorded in Instrument 20031205000788490 in the Probate Office of Shelby County, Alabama; (12) Rights of others in and to that certain Reciprocal Easement Agreement recorded in Instrument 20031205000788530 in the Probate Office of Shelby County, Alabama; (13) Restrictions appearing of record in Instrument 2005011000014390 in the Probate Office of Shelby County, Alabama; (14) Restrictions and easements regarding Alabama Power Company recorded in Instrument 2005020400058110, in the Probate Office of Shelby County, Alabama; (15) Restrictions appearing of record in Real 268, page 605, in the Probate Office of Shelby County, Alabama.

Grantor makes no warranties as to title to the mineral and mining rights of the property being conveyed.

  
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