# 20041220000691360 Pg 1/2 14.00 Shelby Cnty Judge of Probate, AL 12/20/2004 08:35:00 FILED/CERTIFIED

#### PARTIAL RELEASE

## Property Investment No. CH CH01 (Compartment No. CB 1104 Part)

### KNOWN ALL MEN BY THESE PRESENTS, That:

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned does hereby release any and all interest Grantor may have in and to the real property described on Exhibit A, annexed hereto and incorporated herein by reference, from that certain Fiber Supply Agreement dated as of February 10, 2000, by John Hancock Life Insurance Company, Great Eastern Timber Company LLC, Cahaba Forests, LLC and Hawaii ERS Timberland LLC, as Sellers, to Bowater Alabama Inc., formerly known as Alliance Forest Products U.S. Corp., as Purchaser (the "Agreement"), as evidenced on record by that certain Memorandum of Supply Agreement and Right of First Offer dated February 10, 2000 recorded with the Office of the Judge of Probate in Shelby County, Alabama, as Instrument No. 2000-04451 and as corrected in Instrument No. 2001-21744.

It is expressly understood and agreed that this release shall not in any manner affect the Agreement as to the remainder of the Property described in and covered by same.

IN WITNESS WHEREOF, the undersigned has caused these presents to be executed for and in its corporate name by its duly authorized officer on the 6th day of Decomber, 2004.

> BOWATER ALABAMA INC. formerly known as Alliance Forest Products U.S. Corp.

Name: William G. Harvey
Its: Vies President and Treasurer

STATE OF South Carolina)
COUNTY OF Greenville

I, the undersigned, a notary public in and for said county in said state, hereby certify that William G. Harvey, whose name as Vice President and Treasurer of Bowater Alabama Inc., who signed the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this 6th day of location, 2004.

My Commission Expires: 11-16-08

This instrument prepared by: Timothy D. Davis, Esq. Sirote & Permutt, P.C. 2311 Highland Avenue South Birmingham, Alabama 35205

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## **EXHIBIT A**

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Legal Description

Section 18, Township 18 South, Range 2 East, Shelby County, Alabama

A parcel of land being all that part of Lots 17, 32, 33, 48, and 49 of Section 18 of Birmingham Acreage Company's First Subdivision as recorded in Map Book 3 Page 6 as recorded in the Office of the Judge of Probate of Shelby County, Alabama lying East of Shelby County Hwy 55 in Section 18, Township 18 Suth, Range 2 East in Shelby County, Alabama, and being more particularly described as follows:

Commence at the SE corner of Section 18, Township 18 South, Range 2 East, Shelby County, Alabama; thence N01°42′00″W, a distance of 669.53′ to a SE corner of Lot 49 of Section 18 of Birmingham Acreage Company's First Subdivision as recorded in Map Book 3 Page 6 in the Office of the Judge of Probate in Shelby County, Alabama and being the POINT OF BEGINNING; thence continue northerly along said line, a distance of 3,347.64′ to the NE corner of the SE 1/4 of the NE 1/4 of said Section and also the NE corner of Lot 17 of Section 18 of said Birmingham Acreage Company's First Subdivision; thence S85°15′31″W, a distance of 364.35′ to the easterly prescriptive right-of-way of Shelby County Hwy. 55; thence S09°06′12″E along said right-of-way, a distance of 319.13′; thence S05°05′09″E along said right-of-way, a distance of 602.80′; thence S00°40′19″E along said right-of-way, a distance of 122.63′; thence S14°55′38″W along said right-of-way, a distance of 529.35′; thence S01°53′09″W along said right-of-way, a distance of 94.15′; thence S02°59′58″E along said right-of-way, a distance of 594.88′; thence S01°50′33″W along said right-of-way, a distance of 208.91′; thence S14°17′46″W along said right-of-way, a distance of 287.79′; thence S00°04′29″W along said right-of-way a distance of 107.21′; thence S10°25′22″E along said right-of-way, a distance of 515.05′; thence N87°03′00″E and leaving said right-of-way, a distance of 450.71′ to the POINT OF BEGINNING.