

20051209000638350 1/3 \$17.00
Shelby Cnty Judge of Probate, AL
12/09/2005 12:25:44PM FILED/CERT

PARTIAL RELEASE

Property Investment No. SA 105 IP-01 (Compartment No. RS 6040 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, in Instrument Number 2000-04452.

By execution of this Partial Release, the undersigned hereby acknowledges waiver of the Right of First Offer under Article 9 of the Agreement with respect to the real property described on Exhibit A. 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 26th day of October, 2005.

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

By: W. G. Harvey
Name: William G. Harvey
Its: Vice President

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 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 26th day of October, 2005.

Suzanne J. Sherman
Notary Public
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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Chris Simon

EXHIBIT A

Legal Description

Township 21 South, Range 3 West, Shelby County, Alabama

Section 21: The Northwest Quarter of the Northwest Quarter (NW1/4 of NW1/4) lying West of Montevallo-Bessemer Road, LESS AND Except a lot belonging to Church which is described as follows: Begin at the intersection of the North line of said Section 21 with the West boundary of right of way of the Montevallo-Bessemer public road and run West along North line of Section 300 feet; thence South 100 feet; thence East 320 feet to West boundary of said road; thence North along West boundary of said road 100 feet to the point of beginning of lot excepted. ALSO, LESS AND EXCEPT the following property described as follows: Beginning at the Southeast corner of a certain lot or tract of land located in NW1/4 of NW1/4 of Section 21, Township 21 South, Range 3 West, which corner is located by an iron stake 12 feet West of the center of the Montevallo-Bessemer public road and 404.5 feet Northwest of the Southeast corner of said NW1/4 of NW1/4, at an angle of 37 degrees 30 minutes West of the East line of said NW1/4 of NW1/4; thence South 73 degrees 10 minutes West 255.6 feet; thence North 16 degrees 50 minutes West 170.4 feet; thence North 73 degrees 10 minutes East 255.6 feet; thence South 16 degrees 50 minutes East 170.4 feet to the point of beginning of lot herein described. ALSO, LESS AND EXCEPT the following property described as follows: Commence at Northeast corner of NW1/4 of NW1/4 of Section 21 and run West along Section line a distance of 210.78 feet; thence 88 degrees 59 minutes left a distance of 100.0 feet; thence 0 degrees 04 minutes right a distance of 578.80 feet to point of beginning on the West side of the right of way of the Montevallo-Bessemer Highway; thence continue along said right of way a distance of 160.60 feet; thence 81 degrees 38 minutes right a distance of 271.85 feet; thence 98 degrees 22 minutes right a distance of 160.60 feet; thence 81 degrees 38 minutes right a distance of 271.85 feet to the point of beginning of lot herein excepted. ALSO, LESS AND EXCEPT the following property described as follows: Commence at the Northeast corner of the NW1/4 of NW1/4 of said Section 21 and run West along Section line a distance of 210.78 feet; thence 88 degrees 59 minutes left a distance of 100 feet to the point of beginning, being the Southeast corner of Church lot; thence 0 degrees 04 minutes right along West right of way of Montevallo-Bessemer Highway a distance of 578.80 feet; thence 81 degrees 38 minutes right a distance of 271.85 feet; thence 98 degrees 22 minutes right a distance of 613.10 feet; thence 88 degrees 55 minutes right a distance of 271.85 feet to the point of beginning of the lot herein excepted.

The Southwest Quarter of the Northwest Quarter (SW1/4 of NW1/4) lying West of Montevallo-Bessemer public road and West of lots 39, 40 and 41 according to G.F. Peter's Map of the Town of Maylene, drawn November 13, 1946, as surveyed by I.S. Gillespie, in Shelby County, Alabama; there is EXCEPTED herefrom 5 acres heretofore sold to the State of Alabama for school purposes and which 5 acres is described therein as follows: Beginning at the Northeast corner of SW1/4 of NW1/4, of said Section 21; thence South 57 degrees 30 minutes West 178.2 feet to an iron stake for starting point; thence South 11 degrees 10 minutes East 525 feet parallel to Montevallo and Helena Public road to an iron stake; thence South 78 degrees 50 minutes West 420 feet to an iron stake; thence North 11 degrees 10 minutes West 525 feet to an iron stake; thence North 78 degrees 50 minutes East 420 feet to point of beginning of said 5 acre parcel excepted.

The Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) LESS AND EXCEPT a small portion of the Zeiderhook lot, Means lot and Nabors lot, all off the Northeast corner of said forty, which said lots are more particularly described in deeds Recorded in Deed Book 25, Page 270, Deed Book 62, Page 339 and Deed Book 62, Page 436 in said Probate Office.

ALSO, LESS AND EXCEPT a tract of land located in the W1/2 of the NW1/4 of Section 21 described as follows: Commence at the Southeast corner of the NW1/4 of the NW1/4 of Section 21; thence run South 75 degrees 25 minutes 17 seconds West a distance of 170.3 feet to an iron pin on the Westerly right of way of Shelby County Highway No. 17 and the point of beginning; thence South 61 degrees 41 minutes 27 minutes West a distance of 449.8 feet to an iron pin; thence North 12 degrees 00 minutes 00 seconds East a distance of 239.1 feet to an iron pin; thence North 47 degrees 16 minutes 51 seconds East a distance of 385.3 feet to an iron pin on the Westerly right of way of Shelby County Highway No. 17; thence run Southeasterly along said right of way a distance of 289.0 feet to the point of beginning.

All that part of the Northeast Quarter of the Southwest Quarter (NE1/4 of SW1/4) lying West of Montevallo-Bessemer road; EXCEPT the Zeiderhook lot, Means' lot and Nabors lot, all off the North end of said forty, which lots are more particularly described in deeds recorded in Deed Book 25, Page 270, Deed Book 62, Page 339 and Deed Book 62, Page 436 in said Probate Office. ALSO EXCEPT the following described tract of land: (1.) a tract of land located in the NE1/4 of the SW1/4 of Section 21, described as follows: Commence at the Southwest corner of the NE1/4 of SW1/4 of Section 21; thence run Northerly along the West line of said 1/4-1/4 Section 604.39 feet to the point of beginning of the land herein excepted; thence continue Northerly 100.00 feet to a point; thence turn right, an angle of 91 degrees 19 minutes 30 seconds and run Easterly 172.97 feet to a point on the Westerly right of way line of Shelby County Highway No. 17; thence run Southwesterly along said right of way 102.00 feet to a point; thence run Westerly and parallel to the North line of land 160.0 feet back to the point of beginning of excepted parcel.