

# A F F I D A V I T

STATE OF ALABAMA

SHELBY COUNTY

Before me, Harmon M. Harper a Notary Public in and for said County, in said State, personally appeared J. A. Brown, Jr., who being by me first duly sworn deposes on oath and says as follows:

My full name is Jadie Allen Brown, Jr. I was born at Montevallo, Alabama on June 8, 1920 and I am the son of J. A. Brown, Sr. I recall that when I was about 9 or 10 years old, my father was operating a cotton gin and warehouse on the west end of what is now the plant site of Brown Moulding Company, Inc., described as follows:

A part of the NW $\frac{1}{4}$  of fractional Section 3, Township 24 North, Range 12 East, described as follows: Begin at the intersection of East side of Shelby Street, in the Town of Montevallo, Alabama, with North border of Southern Railway and go N 17° 02' W and along the East border of Shelby Street 18 feet, thence continue along this border N 17° 44' E, 139.47 feet, thence N 41° 07' E, 100.04 feet to South border of Highway 12, thence continue along this border N 68° 39' E, 126.05 feet, thence N 73° 20' E, 200 feet, thence N 80° 19' E, 149.91 feet, thence N 88° 59' E, 200 feet, thence S 85° 00' E, 123 feet, thence S 80° 31' E, 169.18 feet to intersection with North border Southern Railway, thence along this border S 72° 52' W, 1100 feet to beginning.

I also recall that at this time my uncle, W. L. Brown, lived on a part of said present plant site located immediately east of the gin and warehouse property and that a railroad section house occupied by C. S. Starr, Section Foreman for the Southern Railway was situated immediately east of and next to the W. L. Brown residence property. I also at that time became familiar with an additional parcel of land comprising the east end of the above described plant site. I recall that the Shaw family was living on this property at the east end of the present plant site.

My father, J. A. Brown, Sr., operated the gin and warehouse on the above referred to property and also an ice plant on a nearby piece of property. I worked in the ice plant as a boy and I have been continuously familiar with the above described plant site of Brown Moulding Company, Inc. from that time to the present. My father operated the cotton gin and warehouse until about 1945 or 1946 when he closed these down. Shortly thereafter he opened a moulding plant on the site of the old cotton warehouse. My father operated this moulding plant continuously until his death in 1953.



From the death of my father I have operated said moulding plant first, for several years on behalf of his estate and then, after I purchased the interest of the other heirs on my own behalf. In 1959 I formed the Brown Moulding Company, Inc. and the J. A. Brown Company, Inc. and I have operated both of these companies from the plant site since their incorporation.

I recall that after the death of C. S. Starr, the Southern Railway sold the section house property to H. O. Milstead who, a short while later, sold the property to L. C. Parnell. Mr. Parnell rented this property to various tenants until I bought it from him in May of 1964.

With reference to the property of my uncle, W. L. Brown, he and his family occupied this as a residence until about 1950 or 1951, at which time the family moved and began renting the residence. After the death of my uncle, W. L. Brown, his widow continued to rent the property until she sold it to the Exchange Security Bank and Mary Lee Garrett Brown as trustees under three trusts created by me by deeds recorded in the Probate Office of Shelby County, Alabama in Deed Book 230, at pages 316, 318 and 320 respectively.

I know that the property at the east end of the plant site which was occupied by the Shaw family during my childhood was owned by Mr. and Mrs. Galloway, the grantees in the deed recorded in the Probate Office of Shelby County, Alabama in Volume 116, Record of Deeds, page 557. I remember the two small concrete block houses which the Galloways built on the property and I remember that there was also a frame residence located on the property. I recall that a part of the front yard of two of the houses was taken as a part of the right of way of the new county highway. I recall that the Galloways sold this property to J. L. Hall, who in turn sold and conveyed it to Exchange Security Bank and my wife, Mary Lee Garrett Brown, by deed dated February 3, 1965 and recorded in said Probate Office in Deed Book 234, page 195.

I know of my own knowledge that my father, J. A. Brown, Sr., and his successors in title; my uncle, W. L. Brown, and his successors in title; Mr. and Mrs. R. B. Galloway and their successors in title; and the Southern Railway and its successors in title; have been in possession of the respective parcels above referred to as having been owned by them respectively for over 20 years and that the possession of all of said parties and their successors in title has been open, notorious, continuous, peaceable and exclusive under claim of ownership and adverse to all the world. I have never known of anyone other than said owners described in the foregoing affidavit and their successors in title having been in possession or claiming any right of possession or interest in any part of the above described plant site of Brown Moulding Company, Inc. I have never heard of V. L. Hubbard, John T. Ellis, H. E. Oldham, Cora Oldham, H. C. Reynolds or W. B. Reynolds having ever been in possession of any part of said plant site since my earliest recollection, and I have never heard of any of them asserting any right to the property.

J. A. Brown, Jr.  
J. A. Brown, Jr.

Sworn to and subscribed before me  
this 27 day of April, 1970.

Howard W. Harper  
Notary Public

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*Josephine Miller*  
*Joe Miller*



A F F I D A V I T

Before me, Danwood W. Harper a Notary Public in and for said County, in said State, personally appeared J. K. Cunningham who being by me first duly sworn, deposes on oath and says as follows:

I am 47 years of age and reside in Montevallo, Alabama. For many years I worked for J. A. Brown, Sr. and I am thoroughly familiar with the plant site of Brown Moulding Company, Inc. described in the foregoing affidavit of J. A. Brown, Jr., and I have been familiar with it for more than 20 years. I have read the foregoing affidavit of J. A. Brown, Jr. and I am familiar with the matters and things therein stated with reference to the ownership and possession of the property now comprising the Brown Moulding Company plant site, and I know that the facts as stated in the foregoing affidavit are true and correct, and that Brown Moulding Company, the present owner of the property, and its predecessors in title have held open, notorious, peaceable, exclusive and adverse possession of the property for over 20 years.

J. K. Cunningham  
J. K. Cunningham

Sworn to and subscribed before

me this 27 day of April, 1970.

Danwood W. Harper  
Notary Public

U.C.C. FILE NUMBER OR  
REC. BK. & PAGE AS SHOWN ABOVE  
Daniel J. Bland  
JUDGE OF PROBATE

1970 DEC 18 PM 1:35

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED