



IN THE CIRCUIT COURT OF SHELBY COUNTY,

AMIRA WILSON,

Plaintiff,

VS

JOHN DAVID WILSON, III,

Defendant.



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 Shelby Crty Judge of Probate, AL  
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CASE NO: DR-10-006  
 CV-09-1228

**FINAL JUDGMENT OF DIVORCE**

This matter came before the court on the Plaintiffs' Petition for Protection From Abuse and her Complaint for Divorce. On hearing the same, the Court finds as follows:

That the parties begin living together some time in 2000. They subsequently had a "religious ceremony" for marriage in California, but were unable to have a legal marriage because the defendant's divorce was not yet final from his previous marriage. The parties subsequently moved to Alabama and lived together as husband and wife; the defendant's divorce having been finalized. Thereafter the parties separated while living in Walker County, Alabama. The Plaintiff returned to California and while there acquired custody of two of her children from a previous marriage. The Plaintiff then returned to Alabama and married the defendant in a "legal" marriage in 2008. They once again separated on or about December 4, 2009. at which time the Plaintiff filed a Petition for Protection from Abuse (PFA) against the Defendant.

The Plaintiff alleged in her complaint that the Defendant was physically abusive and the Defendant subsequently pled guilty to the charge of Domestic Violence in the Third Degree in the City of Calera Municipal Court. The charge to which the Defendant pled guilty was the same incident raised by the Plaintiff in the PFA. There were no children born to the marriage. A substantial portion of the personal property of the parties was divided by agreement prior to this hearing and no testimony was given as to its value.

The Plaintiff held two jobs at the time of the hearing and earned a net amount of \$1600. The Defendant is currently employed as an "on the road trucker" and earns \$2400 to \$3300 per month. The Defendant has also been working to establish a career as a country music entertainer. He has been unable to earn enough as an entertainer to support himself.

The Court is satisfied from the evidence that the Defendant has, in fact, committed an act of domestic violence against the Plaintiff and finds for the Plaintiff on the application for Protection from Abuse and incorporates that finding into this decree.

1. That the bonds of matrimony heretofore existing between the Plaintiff and Defendant be, and the same are hereby dissolved, and that the said **AMIRA WILSON** is divorced from the said **JOHN DAVID WILSON, III**, for and on account of incompatibility of temperament between the parties.


2. That neither party shall marry again except to each other until 60 days after the date of this divorce decree and if an appeal is taken (which must be instituted within 42 days from this decree or from the date that a post trial motion is denied), then neither party shall again marry except to each other during the pendency of the appeal.

3. The Court awards the marital residence located at 1011 Merion Drive, Calera, Alabama to the Plaintiff. The Defendant is hereby divested of all interest in the same. The Plaintiff shall continue to make the mortgage in a timely manner. Upon the failure of the Plaintiff to make the payments in a timely manner by becoming two or more payments in arrears or by receipt from the mortgage holder of an intent to foreclose for noncompliance with the terms of the mortgage agreement; the Defendant may take possession within 10 days of such notice or arrearage without further leave or order from the court. Upon Application and verified affidavit to the Clerk of Court of the failure of either party to execute such documents as made necessary by this paragraph; the Clerk is hereby authorized to execute deeds or other instruments to carryout the terms of this order.

4. All other real property including parcels in the State of California and in Walker County, Alabama shall be granted to the defendant.

5. In addition to any other property now in possession of the Defendant, the Defendant shall also be entitled to the following items of personal property:

- 1 2001 Honda VT750 Custom Fabricated Chopper
- 2 Various camping equipment & chairs
- 3 Commercial Tool Box & all tools
- 4 Various janitorial equipment
- 5 Kenmore Refrigerator (in garage)
- 6 Broken Washer & Dryer in garage
- 7 Fender PA Head w/ speakers (2) and Stands (2)
- 8 1200 watt peavey portable amp & 3 mic stands
- 9 Taseam portable studio recorder
- 10 All music wires, cables, attachments in steel case
- 11 White leather Lazyboy recliner
- 12 Spanish moss clay firepit

  
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- 13 White Lambskin rug – daughter slept on as infant
- 14 All animal game heads hanging on wall
- 15 Wood foyer bench w/mirror and coat hooks
- 16 Burgundy leather couch and love seat
- 17 Various & many native American statutes and figurines
- 18 Pioneer stereo w/ cassette deck, cd player, mpx2 mixer and (4) speakers
- 19 Picture album of 2003 Jamaica trip
- 20 Ducks Unlimited Ammo boxes (2)
- 21 One 42" television
- 22 White antique corner china hutch
- 23 Grandmother's antique cheese grater
- 24 White electric fireplace – heater
- 25 5 piece guestroom bedroom suit (red/pink)
- 26 Children's "I Love You This Much" picture
- 27 (3) antique oak icehouse chest end tables
- 28 Crossbow
- 29 Law enforcement badge he received when he retired from California Solano County
- 30 One acre parcel in Red Bluff, California
- 31 One house at 8639 Hampton Hill Court, Sacramento, California 95828
- 32 One house, rental property in Jasper, AL, 721 Hwy 195 North

*Have been foreclosed*

6. The Court finds a that a history of Domestic Violence has existed in the relationship and enters the following order to prevent the future occurrence of domestic violence pursuant to 30-5A-1 through 30-5A-7 Code of Alabama, 1975. The defendant shall have no contact with the plaintiff and shall not be within 1000 feet of her residence. Any violation of this paragraph could result in the defendant being charged with the crime of violation of a protection order and if convicted could also result in a term of incarceration which could not exceed twelve (12) months.

7. The Defendant shall have exclusive rights to his recordings, regardless of the format in which they exist, including all intellectual property rights as between these parties.

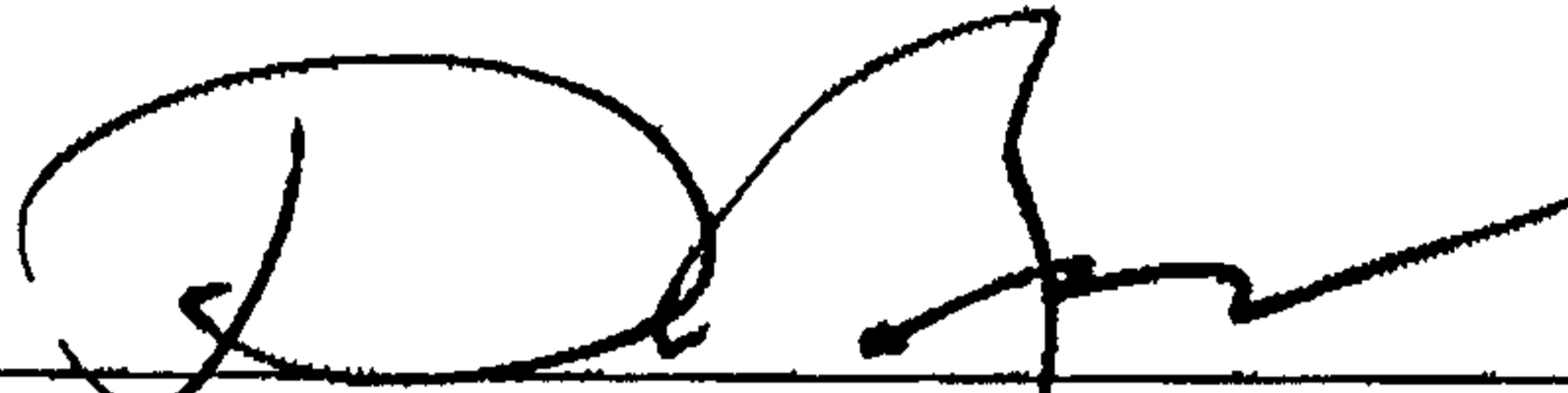
8. In addition to all other items of personal property now in the hands of the Plaintiff (except as noted above), the Plaintiff shall also have possession of the 200 Isuzu automobile.


9. Each party shall be responsible for the debt in their own name

10 The Court finds that the plaintiff is without sufficient funds to pay her attorney and that the primary cause of the divorce was the domestic violence committed by the Defendant. The Court directs that the Defendant pay to the

attorney for the Plaintiff the sum of Five Thousand and no/100 (\$5000.00)  
DOLLARS plus costs of court.

DONE and ORDERED this the 3rd day of September, 2010.

  
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DAN REEVES, CIRCUIT JUDGE

  
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