



IN THE COURT OF APPEALS OF IOWA

IN RE MARRIAGE OF WILMOT A. YOUNG AND BARBARA JEAN YOUNG

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Upon the Petition of)

WILMOT A. YOUNG,)

Filed June 24, 1987

Petitioner-Appellant,)

And Concerning)

BARBARA JEAN YOUNG,)

7-237
86-1422

Respondent-Appellee.)

Appeal from the Iowa District Court for Boone County (CD 2116), R.K.
Richardson, Judge.

Petitioner appeals the economic provisions of a decree of a dissolution
of marriage. **AFFIRMED.**

Richard D. Hermann, Ankeny, for appellant.

Michael F. Mahoney and John D. Jordan of Jordan, Mahoney & Jordan,
Boone, for appellee.

Considered by Donielson, P.J., and Snell and Hayden, JJ.

PER CURIAM

Petitioner Wilmot A. Young appeals from the parties' decree of dissolution of marriage, claiming the trial court erred in the division of property, the alimony award is excessive in amount and duration, and respondent, Barbara Jean Young, was not entitled to attorney fees for her trial attorney.

The parties were married in August 1959. They have three children, all over the age of 18 years, and not affected by the decree of dissolution.

Wilmot has worked at Firestone Tire and Rubber Company for about 25 years. At the time of trial he was earning approximately \$2,000 per month. Barbara was employed off and on during the marriage, generally at jobs paying minimum wage or slightly more. At the time of trial, Barbara had not been employed for four or five years. In 1973, Barbara inherited some land from her father; she sold it on contract with a \$20,000 down payment and \$8,144 annual payments until 1994. She spent the down payment on family expenses. In January 1985, Barbara inherited \$15,000 from her uncle; she spent the money on furniture, appliances, and home improvements, among other things. The parties separated in February 1986. Both were 46 years old.

The trial court ordered the parties' house sold and the net proceeds divided 2/3 to Barbara and 1/3 to Wilmot. The trial court awarded Wilmot a car, the personal property in his possession, some U.S. bonds, his Firestone pension, and his checking account.

Barbara was awarded a car, the personal property in her possession, her checking account, and the remainder of her inheritance.

Wilmot was ordered to pay all of the debts except \$5,000 due the City State Bank which Barbara incurred and was ordered to pay.

Barbara was awarded \$600 per month alimony until she remarries, becomes deceased, or reaches the age of 62 years, whichever period is the shorter. She was awarded \$1,000 for her attorney fees at trial.

We determine the property division is equitable and we do not disturb it. We view both the amount and the duration of alimony payments to be consistent with Barbara's need for support and Wilmot's ability to meet those needs. When determining the appropriateness of alimony, the trial court must consider the earning capacity of each party, the present standard of living of each party, and the ability to pay as balanced against the relative needs of the other. In re Marriage of Estlund, 344 N.W.2d 276, 281 (Iowa App. 1983). We affirm the award of alimony in amount and duration.

We affirm the trial court's award of attorney fees to Barbara for her trial attorney.

AFFIRMED.