

AUG 31 1978

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CLERK SUPREME COURT

IN THE COURT OF APPEALS OF IOWA

IN RE THE MARRIAGE OF MARCIA E. LEWIS AND LARRY K. LEWIS

Upon the Petition of	)	
MARCIA E. LEWIS,	)	
Appellee,	)	Filed August 31, 1978
And Concerning	)	
LARRY K. LEWIS,	)	585
Appellant.	)	2-60939

Appeal from Polk District Court - Theodore H. Miller, Judge.

Respondent husband appeals the periodic alimony provision of dissolution decree effective for life or until remarriage. - Affirmed with modification reducing alimony to term of three years.

Susan L. Ekstrom, Des Moines, for Appellant.

James L. Sayre, of Dreher, Wilson, Adams & Jensen, Des Moines, for Appellee.

Submitted to Donielson, Acting C.J., and Snell, Oxberger and Carter, JJ.

PER CURIAM

Respondent Larry K. Lewis appeals from the periodic alimony provisions of the decree dissolving his marriage with petitioner Marcia E. Lewis. We affirm with modification.

Larry argues an alimony award for life or until remarriage to 26 year old Marcia after only seven years of marriage is unjustified. He argues for an elimination or a reduction to a term of years. Marcia provides the custodial home for the parties' children, ages five and three. During her years of marriage she did not develop any marketable skills. We think it is apparent in making the transition to gainful employment, Marcia needs the alimony assistance of \$100 per month decreed by the trial court. However, we do modify the provisions regarding for life or until remarriage; the alimony shall cease after three years, commencing the first month following issuance of procedendo in this appeal. These payments shall be a charge against Larry's estate should he die before the end of the three year period and his obligation to pay alimony shall terminate if she remarries during the three year period. *In re Marriage of Seidenfeld*, 241 N.W.2d 881, 884 (Iowa 1976).

Marcia has applied for an award of attorney fees incurred on appeal. Without attempting to fix the total value of the services of her counsel, we hold Larry shall pay \$450 to apply on these fees. Costs are assessed equally between the parties.

Affirmed with modification and remanded for entry of provision regarding alimony in accordance with this opinion.