FILED
APR - 1 1983
CLERK SUPR. CT.

IN THE COURT OF APPEALS OF IOWA

IN RE THE MARRIAGE OF CAIN

UPON THE PETITION OF
MARCIA L. CAIN

Petitioner-Appellant,

AND CONCERNING
ERNIE E. CAIN,

Respondent-Appellee.

Filed April 8, 1983

3-04
2-67635

Appeal from Woodbury District Court, C. R. Wolle, Judge.

Petitioner-wife appeals and respondent-husband cross-appeals from the trial court's decision modifying child support provisions of the parties' dissolution decree. AFFIRMED.

Bruce G. Thomas, Sioux City, for petitioner-appellant.

Jeffrey L. Poulson, Sioux City, for respondent-appellee.

Considered by Oxberger, C.J., and Donielson, Snell, and Schlegel, JJ. Johnson, J., takes no part.

PER CURIAM

Petitioner Marcia Cain appeals and respondent Ernie Cain cross-appeals from the trial court's decision modifying child support provisions of the parties' dissolution decree. Marcia seeks increase in child support payments and attorney fees on appeal. Ernie asserts that no substantial and material change of circumstances was shown sufficient to justify modification of the decree. We affirm.

The 1976 dissolution decree incorporated a stipulation providing that the Ernie was to pay support of $20 per week for each of the two children, now aged ten and twelve. The trial court modified the decree to provide for child support of $25 per week per child and subject to an annual cost-of-living adjustment.

Ernie was earning $10,020 annually in 1976. In 1980 Ernie earned $16,438.88. His present wife earned $9959.76 in 1980.

The court in Page v. Page, 219 N.W.2d 556, 558 (Iowa 1974) said: "While she (present wife), of course, has no obligation to support defendant's daughter or his former wife, it is proper to consider defendant's overall financial condition in fixing the amount he should pay."

Ernie's increased earnings justify the trial court's modification decree. While we recognize that the increase is inadequate to meet the children's current needs, we cannot say that the amount the trial court set is inequitable.

Each party shall pay their own attorney fees and split the costs.

AFFIRMED.