IN THE COURT OF APPEALS OF IOWA

No. 7-225 / 96-0913

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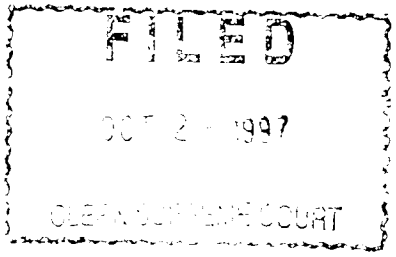
IN RE THE MARRIAGE OF DEE ANN WUNSCHEL CROUSE AND JEFFERY PAUL CROUSE

Upon the Petition of
DEE ANN WUNSCHEL CROUSE,

Petitioner-Appellee/Cross-Appellant,

And Concerning
JEFFERY PAUL CROUSE,

Respondent-Appellant/Cross-Appellee.



Appeal from the Iowa District Court for Carroll County, William C. Ostlund, Judge.

Respondent appeals, and petitioner cross-appeals, from the visitation and child support provisions of the parties' dissolution decree. **AFFIRMED.**

Frank J. Comito of Neu, Minnich, Comito & Hall, P.C., Carroll, and Colin J. McCullough of McCullough Law Firm, Sac City, for appellant.

Gregory J. Siemann of Green & Siemann, Carroll, and Russell S. Wunschel of Wunschel Law Firm, P.C., Carroll, for appellee.

Heard by Sackett, P.J., and Vogel and Mahan, JJ.

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PER CURIAM.

Respondent-appellant/cross-appellee Jeffery Paul Crouse appeals and petitioner-appellee/cross-appellant Dee Ann Wunschel Crouse cross-appeals from the visitation and child support provisions of the parties' dissolution decree. Jeffery contends the district court (1) should not have restricted his visitation to one day per week and every other weekend, and (2) should not have ordered him to pay $1900 in monthly child support. Dee Ann contends the district court should have ordered child support in the amount of $2000 per month.

Jeffery and Dee Ann were married on December 31, 1992. They have one child, Austin, born August 7, 1993. The annual income of each party is in excess of $100,000 per year.

Prior to the marriage, Dee Ann and Jeffery entered into a prenuptial agreement. Both parties entered and left the marriage with substantial assets. The division of assets is not a subject of this appeal.

Our review is de novo. Iowa R. App. P. 4. Though not bound by the factual determinations of the trial court, we give them considerable weight when considering the credibility of witnesses. Iowa R. App. P. 14(f)(7).

Jeffery challenges the visitation schedule. In setting visitation, the interest of the child is paramount. *See In re Marriage of Miller*, 390 N.W.2d 596, 598 (Iowa 1986); *In re Marriage of Drury*, 475 N.W.2d 668, 670 (Iowa App. 1991); *Petition of*

Deierling, 421 N.W.2d 168, 171 (Iowa App. 1988). Liberal visitation is appropriate. *See* Iowa Code § 598.41(1). But a visitation schedule must be structured in such a manner that the child's physical and emotional well-being are not jeopardized. *See Miller*, 390 N.W.2d at 598.

Jeffery contends he should have been awarded more visitation than one day a week from 9 a.m. to 4 p.m. and alternating weekends from 5 p.m. Friday until 7 p.m. Sunday. We have considered his arguments and those of Dee Ann. We have reviewed the evidence on the issue presented at trial. No purpose will be served by setting forth that evidence in detail in this opinion. We have given consideration to the well-reasoned decision of the trial court setting the visitation schedule. The visitation ordered is reasonable. We affirm the trial court on this issue.

Both parties challenge the child support. The district court fixed Jeffery's child support obligation at $1900 per month and directed $400 of that amount to be paid to a conservatorship for Austin's education. Jeffery contends the child support ordered is too high and Dee Ann contends it is too low.

The nature of the incomes of the parties makes the amount of child support payable by the noncustodial parent discretionary. *See In re Marriage of Krone*, 530 N.W.2d 468 (Iowa App. 1995). In exercising discretion in fixing child support, the trial court may consider statutory factors as well as the standard of living the child would have enjoyed had there not been a dissolution.

The parties challenge the nature and extent of the findings as to income. We have considered the arguments. The trial court did not abuse its discretion in setting child support.

No attorney fees are awarded on appeal. Jeffery and Dee Ann have the ability to pay their own fees and neither was successful on issues raised on appeal.

AFFIRMED.