

IN THE COURT OF APPEALS OF IOWA

No. 7-969 / 07-0975
Filed January 30, 2008

**JOHN C. GORDON, As Executor under
the Will of EDNA SCHEURMANN, Deceased,**
Plaintiff-Appellant,

vs.

**JOHN C. GORDON, HELKA GORDON,
SEAN N. GORDON, JO ANN WALLIS,
STEPHEN MEMORIAL ANIMAL SHELTER,
HOSPICE OF MAHASKA COUNTY, MAHASKA
COUNTY CONSERVATION BOARD and CENTRAL
UNITED METHODIST CHURCH,**
Defendants-Appellants,

TOM MATUSICK,
Defendant-Appellee.

Appeal from the Iowa District Court for Mahaska County, Daniel P. Wilson,
Judge.

The plaintiff executor in a declaratory judgment action to construe a decedent's will appeals a grant, on cross motions for summary judgment, of summary judgment in favor of a defendant beneficiary/heir-at-law of the decedent. **AFFIRMED.**

Randy DeGeest, Oskaloosa, for appellants Stephen Memorial Animal Shelter, Hospice of Mahaska County, and Central United Methodist Church.

Garold Heslinga of Heslinga, Heslinga, Dixon & Smith, Oskaloosa, for appellant John C. Gordon, Executor.

Rose Anne Mefford, County Attorney, for appellant Mahaska County Conservation Board.

J. Terrence Deneffe of Kiple, Deneffe, Beaver, Gardner & Zingg, L.L.P., Ottumwa, for appellee Tom Matusick.

John C. Gordon, Wilsonville, Oregon, pro se.

Helka Gordon, Wilsonville, Oregon, pro se.

Sean Gordon, Wilsonville, Oregon, pro se.

Jo Ann Wallis, Destin, Florida, pro se.

Considered by Huitink, P.J., and Miller and Eisenhauer, JJ.

MILLER, J.

Upon our review for correction of errors of law, see *Koenigs v. Mitchell County Bd. of Supervisors*, 659 N.W.2d 589, 592 (Iowa 2003) (“The proper scope of review of a case in equity resulting in summary judgment is for correction of errors of law.”), we affirm the judgment of the district court. See Iowa R. App. P. 6.24(1), (4).

AFFIRMED.