

PLEASE TYPE

_____ County, Colorado <input type="checkbox"/> District Court Court address: Phone Number: In Re: Petitioner: Respondent/Co-Petitioner:		▲ COURT USE ONLY ▲
Attorney or Party Without Attorney (Name and Address): Phone Number: E-mail: FAX Number: Atty.Reg.#:		
<input type="checkbox"/> Separation Agreement (Without Children) or <input type="checkbox"/> Partial Separation Agreement or <input type="checkbox"/> Information for the Court		Case Number: Division Courtroom

This form may be used for several purposes:

1. **SEPARATION AGREEMENT**. Check this box above if your divorce is **NON-CONTESTED**, i.e., you and your spouse agree on **ALL** issues.
2. **PARTIAL SEPARATION AGREEMENT**. Check this box above if your divorce is **CONTESTED** and you and your spouse agree on **SOME BUT NOT ALL** issues. After each topic, please use the appropriate box to indicate: (a) ☐ that both parties agree about the topic, or (b) ☐ information on the topic represents only one party's position (check appropriate party).
3. **INFORMATION FOR THE COURT**. Check this box if you do not have any agreements. You still must fill out this form to tell the court what orders you want on each issue in the case.

A husband and wife getting a divorce (dissolution of marriage) or legal separation may enter into a written agreement on several subjects (see C.R.S. 14-10-112). The court must follow the agreement as it pertains to the parties themselves and to property, unless the court finds the agreement unfair. If the court finds the agreement unfair, it may order the parties to submit a revised agreement.

You may use this form as an outline for your Separation Agreement / Partial Separation Agreement. It **DOES NOT** include every possible issue you may want to address. An "Other Terms" section has been provided for items you would like to add. If you need more space than is provided, attach additional pages to the form. If the form includes issues that do not apply to your situation, write "Not Applicable" or "N/A" in that section. You **DO NOT** have to use this form if you prefer to write your **OWN** Separation Agreement / Partial Separation Agreement. However, if your case is **NON-CONTESTED**, you **MUST** submit to the court some form of **WRITTEN** Separation Agreement addressing all of the issues which are relevant to the facts of your case. If your case is **CONTESTED**, use this document to tell the court what you want.

1. **MAINTENANCE (formerly known as alimony)**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement.)

☐ Both parties waive (give up forever) maintenance. (Once the court accepts a party's waiver, that party may **never again** seek maintenance.)

**OR**

☐ The ☐ Husband ☐ Wife (check one) shall pay maintenance to the ☐ Husband ☐ Wife (check one) in the amount of \$ \_\_\_\_\_ per month beginning \_\_\_\_\_ (date), for \_\_\_\_\_ ☐ years ☐ months (check one), or until the court modifies maintenance. Maintenance ☐ will ☐ will not (check one) be paid through the Registry of the court.

**OR**

☐ Other:

2. **REAL ESTATE**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement.)

☐ The parties own no real estate.

**OR**

☐ The parties own real estate located at \_\_\_\_\_, and the parties have agreed to divide the real estate as follows (be specific as to use, ownership, or arrangements for sale and distribution of funds):

Title for the real estate will be transferred by the following method(s) (i.e., one party will execute a quit claim deed, etc.)

**The Parties understand that if either of them refuses to execute any documents under this agreement, C.R.C.P. 70 allows the Clerk of the Court to do so. The other party may also ask the court for sanctions for the refusal to follow this order.**

3. **MOTOR VEHICLES**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement.)

☐ The parties have no motor vehicles acquired **during** the marriage.

**OR**

- ☐ The motor vehicles acquired during the marriage are divided as follows (include the year, VIN number and make of each motor vehicle):

The party(ies) will:

- ☐ Sign over the document required by the motor vehicle department, AND / OR
- ☐ Sign over the title to the vehicle to the party receiving the vehicle within \_\_\_\_\_ days of entry of Decree.

**The Parties understand that if either of them refuses to execute any documents under this agreement, C.R.C.P. 70 allows the Clerk of the Court to do so. The other party may also ask the court for sanctions for the refusal to follow this order.**

4. **PERSONAL PROPERTY (furniture, boats, clothing, jewelry, household goods, etc.)**

- ☐ The parties do not agree on this issue.
- ☐ Both parties agree on this issue (if you agree, please indicate the terms of agreement below).
- ☐ The personal property has been divided and both parties are satisfied with the division.

**OR**

- ☐ The personal property is awarded to each party as follows:

Husband:

Wife:

**The Parties understand that if either of them refuses to execute any documents under this agreement, C.R.C.P. 70 allows the Clerk of the Court to do so. The other party may also ask the court for sanctions for the refusal to follow this order.**

5. **STOCKS / BONDS / BANK ACCOUNTS**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue (if you agree, please indicate the terms of agreement below).

☐ The parties own no stocks or bonds.

**OR**

☐ The stocks and / or bonds will be divided as follows:

☐ The parties do not have any bank accounts.

**OR**

☐ The bank accounts will be divided as follows:

**The Parties understand that if either of them refuses to execute any documents under this agreement, C.R.C.P. 70 allows the Clerk of the Court to do so. The other party may also ask the court for sanctions for the refusal to follow this order.**

6. **DEBTS**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement below.)

☐ There are no unpaid marital debts.

**OR**

☐ The marital debts are to be paid by each party as follows (for each debt listed on the Affidavit with Respect to Financial Affairs, write the name of the creditor by the party who will be responsible for paying the debt):

Husband:

Wife:

The party responsible for the debts ☐ will ☐ will not (check one) indemnify the other party and hold him / her harmless for those debts.

7. **LIFE INSURANCE**

- ☐ The parties do not agree on this issue.
- ☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement below.)
- ☐ Neither party will be required to carry life insurance on his / her life.

**OR**

- ☐ The husband will carry life insurance on his life in the amount of \$ \_\_\_\_\_ with \_\_\_\_\_ (name of spouse or child) as beneficiary.

**AND/OR**

- ☐ The wife will carry life insurance on her life in the amount of \$ \_\_\_\_\_ with \_\_\_\_\_ (name of spouse or child) as beneficiary.

**The Parties understand that if either of them refuses to execute any documents under this agreement, C.R.C.P. 70 allows the Clerk of the Court to do so. The other party may also ask the court for sanctions for the refusal to follow this order.**

8. **PENSIONS / RETIREMENT ACCOUNTS**

- ☐ The parties do not agree on this issue.
- ☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement below.)
- ☐ Neither party has pensions or retirement accounts which were earned during the marriage.

**OR**

- ☐ The pensions and retirement accounts of the parties shall be divided as follows:

**The Parties understand that if either of them refuses to execute any documents under this agreement, C.R.C.P. 70 allows the Clerk of the Court to do so. The other party may also ask the court for sanctions for the refusal to follow this order.**

9. **TAXES**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement below.)

☐ The parties will file ☐ joint ☐ separate (check one) tax returns for the year(s)  
\_\_\_\_\_. After the date of the Decree, the parties will file separate  
tax returns.

**OR**

☐ Other arrangements:

10. **FUTURE CONFLICT RESOLUTION**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement below.)

☐ The parties agree to go to mediation to resolve any future conflicts.

**OR**

☐ Other arrangements for future conflict resolution:

11. **COSTS RELATED TO DIVORCE PROCESS**

☐ The parties do not agree on this issue.

☐ Both parties agree on this issue. (If you agree, please indicate the terms of agreement below.)

☐ The parties agree to each pay their own costs related to the divorce process.

**OR**

☐ The parties agree to split the costs related to the divorce process 50 / 50.

**OR**

☐ Other arrangements for future conflict resolution:

12. **OTHER TERMS** (Add any *other* items you would like to include in your Separation Agreement / Partial Separation Agreement / Information for Disclosure for Permanent Orders Hearing.) Please use additional sheets, if necessary.

☐ Both parties agree on this / these issue(s).

**PLEASE RE-READ THIS DOCUMENT CAREFULLY TO MAKE SURE IT IS AN ACCURATE REPRESENTATION OF EITHER YOUR AGREEMENT WITH YOUR SPOUSE OR YOUR PROPOSAL FOR THE COURT'S PERMANENT ORDERS. YOUR SIGNATURE BELOW INDICATES THAT YOU HAVE READ AND AGREE WITH EVERYTHING IN THIS DOCUMENT.** Notarization is not required, but you may choose to have your signature notarized.

Petitioner:

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
(Area Code) Telephone Number  
(home and work)

STATE OF COLORADO \_\_\_\_\_ )  
COUNTY \_\_\_\_\_ )

Subscribed and sworn to before me on \_\_\_\_\_ (date)  
My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Notary's Address

\_\_\_\_\_  
Notary's City, State, Zip

☐ Respondent ☐ Co-Petitioner (check one):

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
(Area Code) Telephone Number  
(home and work)

STATE OF COLORADO \_\_\_\_\_ )  
COUNTY \_\_\_\_\_ )

Subscribed and sworn to before me on \_\_\_\_\_ (date)  
My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Notary's Address

\_\_\_\_\_  
Notary's City, State, Zip

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