

Pipe Industry Health and Welfare Fund of Colorado

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Administered by Pipe Industry Administration Company, LLC

AFFIDAVIT OF COMMON-LAW MARRIAGE

STATE OF COLORADO

COUNTY OF _____

1 SS

_____ (“Eligible Employee”), and _____ (“Spouse”), of lawful age, being first duly sworn upon their oath, state as follows:

1. We have lived together continuously as married spouses from _____ 20____ to the present time.
2. During the aforesaid period of time, we have professed to be married, and we have held ourselves out to the community in which we live as being married during that time.
3. We hereby publicly acknowledge that we are married by common law, and that both of us consent and agree to be married to one another, and to assume all of the legal responsibilities and duties of lawfully married persons.
4. We hereby recognize that once a common-law marriage has been established, it can only be dissolved by a judicial divorce decree.
5. Our relatives, friends, neighbors, and acquaintances generally consider us to be married at the present time.
6. _____ (“Eligible Employee”), is currently covered by the Pipe Industry Health and Welfare Fund of Colorado (“Fund”) as an eligible employee or retiree, and _____ (“Spouse”), is his/her lawful spouse who desires to be covered as an eligible dependent pursuant to the Rules and Regulations of the Fund.
7. The Eligible Employee hereby certifies that he/she is not presently married to any other person than the above-named Spouse.
8. If the Eligible Employee has previously been married to any person other than the above-named Spouse, he/she hereby certifies that said prior marriage has been fully terminated as evidenced by the attached certified copy of the divorce decree dissolving the said prior marriage.
9. The Spouse hereby certifies that he/she is not presently married to any person other than the above-named Eligible Employee.
10. If the Spouse has previously been married to any person other than the above-named Eligible Employee, he/she hereby certifies that said marriage has been terminated as evidenced by the attached certified copy of the divorce decree dissolving the said prior marriage.
11. The Eligible Employee understands and acknowledges that the Fund’s Board of Trustees must

approve the dependent status of the Spouse before the said Spouse is eligible to receive benefits under the Pipe Industry Health and Welfare Fund of Colorado.

- 12. The Eligible Employee understands and acknowledges that Eligible Dependent Children are defined by the Fund as the Eligible Employee’s natural or adopted children or children for whom the Eligible Employee is required to provide coverage pursuant to a Qualified Child Medical Support Order.

FURTHER, Affiants sayeth not.

Dated this _____ day of _____ 20_____

NAME

ADDRESS

NAME

ADDRESS

NOTARY

Subscribed and sworn to before me this _____ day of _____ 20_____

By _____ and _____

Who personally appeared before me and who are personally known to me, a notary public in the state of Colorado.

My commission expires: _____

NOTARY PUBLIC

CONSEQUENCES OF COMMON-LAW MARRIAGE

Even though you have not been married by a ceremony, if you have entered into a common-law marriage with another person, are living with that other person with the present intent to be married and if you present yourselves to others as married, the consequences of marriage follow including:

- ✓ The parties to a marriage are jointly liable for family expenses.
- ✓ Once formed, a common-law marriage can be terminated only by death or dissolution. Upon dissolution, either spouse may be required to pay separate maintenance, attorney's fees, child support for any child of the marriage, and the court is free to apportion marital property acquired during the marriage regardless of how titled and the increase in value of the separate property of either spouse.
- ✓ The common-law spouse is entitled to inherit from the deceased spouse and cannot be disinherited.

INFORMATION NEEDED WITH AFFIDAVIT OF COMMON-LAW MARRIAGE

1. Copies of the last three income tax returns for each of the parties.
2. Copies of all the titles of automobiles owned or used by the parties.
3. Copies of all divorce decrees or decrees for dissolution of marriage, together with any order or stipulation for child support.
4. Copies of birth certificates and other requested information for each of the children who will be covered in the event a common-law marriage is recognized.
5. Rent receipts, utility company bills and telephone bills for each of the parties for the last three months.
6. An affidavit from two persons who are not related to each other and who can affirm that there is in fact a common-law marriage.
7. Any other document that indicate that parties are now holding themselves out as a married couple.