



SPENCER J. COX  
Governor

DEIDRE M. HENDERSON  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

JOEL FERRY  
Executive Director

### Division of Water Rights

TERESA WILHELMESEN  
State Engineer/Division Director

## TO LICENSED WELL DRILLERS/PUMP INSTALLERS AND REGISTERED WELL/PUMP RIG OPERATORS:

The 2009 Utah Legislature created a new statute (Utah Code § 63G-11-104 UCA) requiring state agencies to determine that those who receive a state license, including a well drilling license or an operator registration, are lawful residents of the United States.

This new statute took effect July 1, 2009. You are receiving this letter because your application to obtain or renew your license or registration was received at the Division of Water Rights after July 1, 2009.

**Therefore, in compliance with Utah Code § 63G-11-104 UCA, you are required to complete and sign the enclosed affidavit and return it to the Division of Water Rights with your license or registration renewal. If you fail to comply with this requirement, your license or registration will not be renewed until such time as the completed and signed affidavit is received at the Division.**

According to Utah Code § 76-8-504(2) UCA, it is a Class B Misdemeanor to make a false, fictitious, or fraudulent statement or representation in completing this affidavit.

If you have any questions regarding this requirement, please contact me by phone at (801) 538-7314 or by e-mail at [jimgoddard@utah.gov](mailto:jimgoddard@utah.gov).

Thank you for your timely compliance regarding this issue.

Respectfully,

Jim Goddard, P.G.  
Well Program



**RECEIPT OF STATE PUBLIC BENEFITS CERTIFICATION  
LAWFUL PRESENCE IN THE UNITED STATES**

1. I, \_\_\_\_\_ (print), hereby declare the following to be true and correct to the best of my knowledge.
  
2. I am an individual, 18 years of age or older, who is:  
  
\_\_\_\_ applying on behalf of myself to obtain a new Utah Water Well Driller's License  
  
\_\_\_\_ applying on behalf of myself to obtain a new Utah Pump Installer's License  
  
\_\_\_\_ applying on behalf of myself to register as a Well Rig Operator  
  
\_\_\_\_ applying on behalf of myself to register as a Pump Rig Operator
  
3. I am a:  
  
\_\_\_\_ United States citizen; OR  
  
\_\_\_\_ Qualified alien as defined in 8 U.S.C. § 1641 (see definition on reverse side) and lawfully present in the United States. If you are a qualified alien, you must provide the federal number assigned to you as a legal resident alien:  
  
\_\_\_\_\_
  
4. I hereby certify under criminal penalty of the State of Utah that the foregoing is true and correct to the best of my personal knowledge.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Signature

“**Alien**” means any person who is not a citizen or *national* of the United States (8 U.S.C. 1101)

“**National of the United States**” means (1) a citizen of the United States, or (2) a person who is not a citizen of the United States but owes permanent allegiance to the United States. (8 U.S.C. 1101)

“**Qualified alien**”, as defined in 8 U.S.C. § 1641, means a alien who, at the time of application:

(1) is lawfully admitted for permanent residence under the Immigration and Nationality Act in 8 U.S.C. 1101 et seq.;

(2) has been granted asylum under section 208 of 8 U.S.C. 1158;

(3) is a refugee who is admitted to the United States under section 207 of 8 U.S.C. 1157;

(4) has been paroled into the United States under 8 U.S.C. 1182(d)(5) for a period of at least one year;

(5) is being deported but the deportation is withheld under section 243(h) of 8 U.S.C. 1253;

(6) is granted conditional entry pursuant to section 203(a) of 8 U.S.C. 1153(a)(7) as in effect prior to April 1, 1980; or

(7) is a Cuban and Haitian entrant, as defined in section 501(e) of the Refugee Education Assistance Act of 1980.