

# **APPENDIX D**

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**VERIFICATION OF AUTHORITY**

COMES NOW the undersigned, the Chief Operations Officer of Emerald Pointe Utility Company ("Emerald Pointe"), and does hereby verify that Emerald Pointe had and has the requisite authority to enter into the Asset Purchase Agreement dated October 14th, 2013 by and between Emerald Pointe ~~Water Utility, Inc.~~ <sup>Utility Company, Inc.</sup> and Missouri-American Water company (the "Agreement") and to carry out all the obligations contained in the Agreement.

IN WITNESS WHEREOF, the undersigned has hereto set his hand the 22<sup>nd</sup> day of October, 2013.

EMERALD POINTE UTILITY COMPANY.

*Bruce Menke*

By: Bruce Menke

State of Missouri     )  
                                  ) ss  
County of Taney     )

I, Bruce Menke, having been duly sworn upon my oath, state that I am the Chief Operations Officer of Emerald Pointe, that I am duly authorized to make this Verification on behalf of Emerald Pointe, that the matters and things stated in the foregoing Verification are true and correct to the best of my information, knowledge and belief.

*Bruce Menke*

Subscribed and sworn before me this 22 day of October, 2013.

*Lawrence E. Pittman*

Notary Public

