


**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF MISSOURI**

Application of Aquila, Inc. for an order authorizing )  
Applicant (if and to the extent the transaction )  
described herein would impose a mortgage or )  
encumbrance under Section 393.190, (RSMo.) to )  
execute, deliver and perform the agreements and )  
instruments necessary to assume a lease and ) Case No. EO-2007-0172  
related documents pertaining to the Aries )  
combustion turbine generator facility owned by a )  
subsidiary of Calpine Corp. and Cass County, )  
which was constructed as part of a revenue bond )  
project under Chapter 100 RSMo. )

AFFIDAVIT OF DAVID MURRAY

STATE OF MISSOURI     )  
                                  )     ss.  
COUNTY OF COLE     )


David Murray, being of lawful age, on his oath states: that as he has participated in the preparation of the foregoing report, consisting of 6 pages to be presented in the above case, he has verified that the following Staff Memorandum to be true and accurate and that he has knowledge of the matters set forth in such report and that such matters are true to the best of his knowledge and belief.

  
\_\_\_\_\_  
David Murray

Subscribed and sworn to before me this 30<sup>th</sup> day of November 2009



ASHLEY M. HARRISON  
My Commission Expires  
August 31, 2010  
Cole County  
Commission #06898978

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