

Exhibit No.: _____
Issues: Adverse Effects of Route
Witness: Paul Scheulen
Exhibit Type: Rebuttal Testimony
Sponsoring Party: Intervenor CCOFFH

Case No. EO-2002-351
Date: August 8, 2002

MISSOURI PUBLIC SERVICE COMMISSION

CASE NO. EO-2002-351

**REBUTTAL TESTIMONY
OF
PAUL SCHEULEN**

ON BEHALF OF

**INTERVENOR CONCERNED CITIZENS OF FAMILY
FARMS AND HERITAGE**

JEFFERSON CITY, MISSOURI

FILED²
AUG 08 2002
Missouri Public
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Union)
Electric Company for Permission and)
Authority to Construct, Operate, Own, and)
Maintain a 345 Kilovolt Transmission Line)
in Maries, Osage, and Pulaski Counties,)
Missouri ("Callaway-Franks Line").)

Case No. EO-2002-351

AFFIDAVIT OF PAUL SCHEULEN

Michael Mehus, being first duly sworn, deposes and says that he (he/she)
is the witness who sponsors the accompanying testimony entitled "Rebuttal Testimony of
Paul Scheulen"; that said testimony was prepared by him (him/her) and/or under
him (his/her) direction and supervision; that if inquiries were made as to the facts and
conclusions in said testimony, he (he/she) would respond as therein set forth; and that the
aforesaid testimony is true and correct to the best of his (his/her) knowledge.

Paul Scheulen

State of Missouri
County of Osage
SUBSCRIBED and sworn to
before me this 23 day of July, 2002.

Michael Mehus
Notary Public

My Commission Expires: 8-18-05

MILDRED R. MEBRUER
Notary Public — Notary Seal
STATE OF MISSOURI
Osage County
My Commission Expires: Aug. 18, 2005

**DIRECT TESTIMONY OF
PAUL SCHEULEN**

1 Q. Please state your name and residence address.

2 A. Paul A. Scheulen, Route 1, Box 80, Freeburg, Missouri.

3 Q. Are you a property owner in one of the three counties through which Union Electric
4 Company is applying for permission and authority to construct, operate, own and maintain
5 a 345 kilovolt transmission line?

6 A. Yes, I am the owner of property which I am advised will be crossed by this new 345,000 volt
7 transmission in Osage County.

8 Q. What is the purpose of your testimony?

9 A. I am providing this testimony in opposition to the application to construct this transmission
10 line on the route requested by Ameren UE. The law requires that construction of this power
11 line must be shown by Ameren UE to be necessary and convenient for the public service.
12 Regardless of any necessity for a transmission line somewhere else, it is neither necessary
13 nor convenient to the public to build the transmission line as proposed. The line can be
14 constructed in other areas and its construction in the place and manner proposed will be
15 destructive of family farms, family farm values, and does irreparable harm to the history and
16 heritage of the local area and its communities.

17 Q. Are you a member of the Intervenor group known as Concerned Citizens for Family Farms
18 and Heritage?

19 A. Yes, I am a member of that group and offer my testimony in support of its statement of
20 purpose, which is attached to this testimony and incorporated.

1 Q. Have you as a property owner in the path of the proposed transmission line been contacted
2 by Ameren UE for purpose of discussing where the line would go through your property and
3 what alternatives, if any, might be available?

4 A. No. I have not been contacted by anyone. Nobody has even as much as sent me a letter
5 telling me anything about what was happening. I did talk to the surveyors, but they know
6 very little.

7 Q. How long have you owned the property in question?

8 A. Since October 1987.

9 Q. Could you describe the nature of the property and its past and current use?

10 A. Where the proposed line will go (if it does) will catch a corner of my private lake. The rest
11 is wooded and pasture land for cattle that is grazing there now.

12 Q. Is the current use of the property income producing to you?

13 A. Yes. I still owe money on this farm and have worked hard for it to keep it. So I have to
14 depend on money from the farm to pay the interest, etc.

15 Q. Is the proposed transmission line to run near or over any residence, structures, or
16 improvements to your property?

17 A. Yes. If the line goes to the west side of the existing line it will wipe out some hog pens.
18 Also, dog pens that are there now.

19 Q. Do you already have any power lines over your property?

20 A. Yes. I already have Central Electric poles and lines, Three Rivers poles and lines and also
21 telephone lines. It is a hassle to work around all the time. You are constantly turning to go
22 around the poles.

1 Q. Will the proposed power line, if built, affect the value of your land?

2 A. Yes. A power line of this size on my property will without question decrease the overall
3 value of the remaining property. The power line itself, the large easement taken on a strip
4 through that part of the property will impair present and future use of the entire parcel of
5 property I own. The option of selling the property to get rid of the problems caused by the
6 power line is unavailable. The power line will make the property virtually unsaleable,
7 requiring that I simply live with Ameren UE's solution to a problem that I do not feel I even
8 share with them. While I am unsure of the health affects of such a large power line so close
9 to my own daily activities, it is ingrained in the popular mentality that such power lines
10 constitute a health hazard, rendering unlikely any sale of my property at all. No one will buy
11 this property with this 345,000 volt electric line through it. If I was to buy a farm and seen
12 all of these lines going across it, it definitely would turn me off unless I could buy it a lot
13 cheaper, and that is what will happen.

14 Q. What other adverse impacts do you feel this line will create for yourself and others?

15 A. The attached statement of purpose for Concerned Citizens for Family Farms and Heritage
16 sums up the overall bad impact. I and my neighbors live where we do by choice. We forego
17 the luxuries of more urban living in exchange for the peace, quiet and more rustic lifestyle
18 of the family farm and the small local community. Every reason and purpose that my
19 neighbors and I own property here for is drastically impaired or practically destroyed by the
20 presence of this high voltage power line, and the constant commercial activity anticipated in
21 building and maintaining it in the future. My house is approximately 100 to 150 feet from
22 the Central line now and if the 345 kV one goes through I will sell my porch swing because

1 all that humming will drive you nuts!

2 Q. Do you know of any alternatives to the Ameren UE proposal which might change your
3 opinion about this project?

4 A. The alternatives are all within the power of Ameren UE to implement, and I do believe an
5 alternative exists. I believe Ameren should restudy the route and balance the interests of the
6 community against their need to relieve overloading problems. There are other corridors
7 equally available to Ameren to build this line which would be better able to bear the burden
8 of the line's presence without destroying property values, life styles and family farms. My
9 neighbors and I have no alternatives, and construction of the line as proposed will change our
10 lives and circumstances forever. We will not be able to sell even though we may not wish
11 to stay. Given our lack of options and alternatives, and the numerous alternatives available
12 to Ameren UE to put this line almost anywhere it wants, it is my hope that the Public Service
13 Commission will require Ameren UE to balance their mere commercial need against our vital
14 need to preserve the family farm and our way of life.

15 Q. Have you had past experiences with power companies and their maintenance of their
16 easement and right-of-way, and do you have concerns about this aspect of the new power
17 line?

18 A. Yes. Probably the worst was when Central sprayed last fall without notifying me. Luckily
19 it didn't run in the lake and kill fish then.

20 Q. Do you have any further testimony or observations to make for the Public Service
21 Commission?

22 A. I don't like the idea of them putting their poles in, but if my vehicle runs off and hits one I'm

1 liable. That is not good when I'm paying the taxes. Also, I am concerned about the health
2 risks that is involved because I have two kids. I just hope it don't happen , but I feel we're
3 doing all we can to have our land. That is all I have to say. Thanks!

4 Q. Does this conclude your Rebuttal Testimony?

5 A. Yes.

**CONCERNED CITIZENS OF FAMILY
FARMS AND HERITAGE**

STATEMENT OF PURPOSE

Concerned Citizens of Family Farms and Heritage ("Concerned Citizens") is an unincorporated membership association of family farm owners, small property owners, small business owners and farm community residents formed to promote the interests of family farming, small town communities and rural life. Membership is open to all who share the desire to promote the interests of family farms and small communities in the rural areas of central Missouri, and those who wish to preserve the rural environment against the continuous encroachment of large commercial development and urban sprawl. Our primary concern is with preservation and protection of the family farm and its heritage in rural Missouri. Concerned Citizens oppose through all lawful means the encroachment on and destruction of family farms, which are the fundamental economic and cultural basis for the rural lifestyle. Concerned Citizens promotes all reasonable efforts to preserve and protect family farms and rural lifestyle, and vigorously opposes impairment or destruction of property which is used or useful for perpetuation of rural existence on family farms, or diversion of property from use as family farms.