

Exhibit No.: \_\_\_\_\_  
Issues: Adverse Effects of Route  
Witness: Sean Hackmann  
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  
SEAN HACKMANN**

**ON BEHALF OF**

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

**JEFFERSON CITY, MISSOURI**

**FILED<sup>2</sup>**  
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** SEAN HACKMANN

SEAN HACKMANN, being first duly sworn, deposes and says that He (he/she) is the witness who sponsors the accompanying testimony entitled "Rebuttal Testimony of SEAN HACKMANN"; that said testimony was prepared by him (him/her) and/or under his (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.

Sean Hackmann

State of Missouri

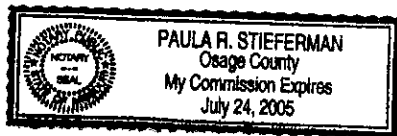
County of Osage

SUBSCRIBED and sworn to

before me this 29 day of July, 2002.

Paula R. Stiefman  
Notary Public

My Commission Expires: 7-24-2005



**DIRECT TESTIMONY OF  
SEAN HACKMANN**

1       Q.     Please state your name and residence address.

2       A.     Sean Hackmann, Route 1, Box 90A, Chamois, Missouri 65024.

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 was informed by telephone through a member of CCFFH about a meeting, and then  
5 thereby knew what was being proposed.

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

7 A. Seven years.

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

9 A. River bottom farm land.

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

11 A. Yes. My livelihood depends on this land and the income generated by it. The future value  
12 and uses of the land will have a direct impact on my children's future and livelihood.

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

15 A. No, I do not think so, but I know exactly where the towers will be located. It may go directly  
16 over my complete farmstead (house, shop and grain bins).

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

18 A. Yes. There are two Ameren UE towers with four concrete pillars under each tower and four,  
19 2 pole towers of Central Electric Co-op. Communication via CB or FM radio is virtually  
20 impossible from our farm tractors while we are anywhere close to or under the existing lines.

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

22 A. Yes. A power line of this size on my property will without question decrease the overall

1 value of the remaining property. The power line itself, the large easement taken on a strip  
2 through that part of the property will impair present and future use of the entire parcel of  
3 property I own. The option of selling the property to get rid of the problems caused by the  
4 power line is unavailable. The power line will make the property virtually unsaleable,  
5 requiring that I simply live with Ameren UE's solution to a problem that I do not feel I even  
6 share with them. While I am unsure of the health affects of such a large power line so close  
7 to my own daily activities, it is ingrained in the popular mentality that such power lines  
8 constitute a health hazard, rendering unlikely any sale of my property at all. No one will buy  
9 this property with this 345,000 volt electric line through it. The fact of having to go around  
10 the existing towers in a perfectly square farm field is bad enough, but having to dodge  
11 anymore is even worse. We run the risk of colliding into the towers with wide crop-farming  
12 equipment (sprayers, planters, cultivators and combine heads).

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

14 A. The attached statement of purpose for Concerned Citizens for Family Farms and Heritage  
15 sums up the overall bad impact. I and my neighbors live where we do by choice. We forego  
16 the luxuries of more urban living in exchange for the peace, quiet and more rustic lifestyle  
17 of the family farm and the small local community. Every reason and purpose that my  
18 neighbors and I own property here for is drastically impaired or practically destroyed by the  
19 presence of this high voltage power line, and the constant commercial activity anticipated in  
20 building and maintaining it in the future. My river bottom farm land is flat and wide open.  
21 Most of the fields are square. This is a luxury of farming river bottom land. If this line goes  
22 through, this luxury is gone forever!

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

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

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

17 A. Yes. I have owned my land for seven years. I have only been contacted one time by  
18 telephone to warn about brush spraying under the Ameren line.

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

21 A. My dealings with Ameren UE in the past have not been pleasant. They seem to have no  
22 concern for the land owner that holds their towers. They are very stubborn to deal with and

1            seem to do whatever they please, regardless of landowners' input, if he is even allowed any  
2            input at all.

3            Q.     Does this conclude your Rebuttal Testimony?

4            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.