

Exhibit No.: \_\_\_\_\_  
Issues: Adverse Effects of Route  
Witness: Carolyn Koenigsfeld  
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  
CAROLYN KOENIGSFELD**

**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 CAROLYN KOENIGSFELD

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

Carolyn Koenigsfeld

State of Missouri  
County of Osage  
SUBSCRIBED and sworn to  
before me this 22 day of July, 2002.

[Signature]  
Notary Public

My Commission Expires: \_\_\_\_\_

Byron P. Baker  
Notary Public - Notary Seal  
State of Missouri  
Osage County  
My Commission Exp. 09/11/2002

**DIRECT TESTIMONY OF  
CAROLYN KOENIGSFELD**

1       Q.     Please state your name and residence address.

2       A.     Carolyn Koenigsfeld, Route 64, Box 25, Linn, Missouri 65051.

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 Ameren UE. Ameren has not told me for sure which side  
5 of the existing line the new line will be on. If it goes on the west side of the existing line, it  
6 will go over my 500x40 turkey barn and it will have to be destroyed. This is my only source  
7 of income.

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

9 A. Thirty-five years.

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

11 A. The land is a turkey farm and is also used for pasture and hay.

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

13 A. Yes. The land is rented for cattle to graze on. And as I stated above, it is very close to my  
14 turkey barns and that is my source of income.

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

17 A. The proposed line will be within 100 feet of my turkey barn, if it does not go over it. I am  
18 concerned about the herbicides that might be used and the effect it might have on my turkeys.

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

20 A. Yes. The existing power line is 50 feet from my building. I am concerned about the effect  
21 a new 345,000 volt line will have on the turkeys and also on the cattle that graze under it.

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

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

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

13 A. The attached statement of purpose for Concerned Citizens for Family Farms and Heritage  
14 sums up the overall bad impact. I and my neighbors live where we do by choice. We forego  
15 the luxuries of more urban living in exchange for the peace, quiet and more rustic lifestyle  
16 of the family farm and the small local community. Every reason and purpose that my  
17 neighbors and I own property here for is drastically impaired or practically destroyed by the  
18 presence of this high voltage power line, and the constant commercial activity anticipated in  
19 building and maintaining it in the future. Where the proposed line is going would be a nice  
20 place to build a house some day if my children wanted to. With another line it would be  
21 impossible.

22 Q. Do you know of any alternatives to the Ameren UE proposal which might change your

1 opinion about this project?

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

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

16 A. My current right-of-way has never been properly maintained. They always cut the brush and  
17 leave the stump about two feet high.

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

20 A. Yes. I am concerned about health problems, the fact that Ameren gets to use the land but we  
21 owners still pay taxes on the property, Ameren's policy of holding land owners liable for  
22 damages to utility property and insufficiency of consideration for easement payments

1 previously taken under the false premise used when easements were sold to a local rural  
2 electric cooperative many years ago but are now being given to Ameren UE for a use  
3 exceeding the scope of those expectations. I am angry that Ameren UE did not contact  
4 landowners before planning this line.

5 Q. Does this conclude your Rebuttal Testimony?

6 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.