

Exhibit No.: _____
Issues: Adverse Effects of Route
Witness: D.L. and Barbara Bishop
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
D.L. AND BARBARA BISHOP**

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) Case No. EO-2002-351
Maintain a 345 Kilovolt Transmission Line)
in Maries, Osage, and Pulaski Counties,)
Missouri ("Callaway-Franks Line").)

AFFIDAVIT OF D.L. + Barbara Bishop

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

Barbara C. Bishop

State of Missouri
County of Osage
SUBSCRIBED and sworn to
before me this 25 day of July, 2002.

Kimberly M. Kremer
Notary Public

My Commission Expires: 3-19-03

KIMBERLY M. KREMER
Notary Public - Notary Seal
STATE OF MISSOURI
County of Osage
My Commission Expires March 19, 2003

**DIRECT TESTIMONY OF
D.L. AND BARBARA BISHOP**

1 Q. Please state your name and residence address.

2 A. D.L. and Barbara Bishop, Route 1, Box 2124, Linn, Missouri 65059.

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. We have not been contacted by anyone at Ameren UE.

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

6 A. Two years and four months to date.

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

8 A. It originally was used for growing corn and milo. We plan on retiring on this property.

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

11 A. There are no improvements on the property currently. Once we get our mobile home moved
12 there, the lines will be within 100 feet of our home.

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

14 A. Yes. We currently have a 161,000 volt line running through the middle of our property,
15 directly over our stocked pond. The proposed new line will also run over the pond.

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

17 A. Yes. A power line of this size on my property will without question decrease the overall
18 value of the remaining property. The power line itself, the large easement taken on a strip
19 through that part of the property will impair present and future use of the entire parcel of
20 property I own. The option of selling the property to get rid of the problems caused by the
21 power line is unavailable. The power line will make the property virtually unsaleable,
22 requiring that I simply live with Ameren UE's solution to a problem that I do not feel I even

1 share with them. While I am unsure of the health affects of such a large power line so close
2 to my own daily activities, it is ingrained in the popular mentality that such power lines
3 constitute a health hazard, rendering unlikely any sale of my property at all. No one will buy
4 this property with this 345,000 volt electric line through it. With the 161,000 volt line we
5 are strapped. With this new line we will have virtually no place for improvements.

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

7 A. The attached statement of purpose for Concerned Citizens for Family Farms and Heritage
8 sums up the overall bad impact. I and my neighbors live where we do by choice. We forego
9 the luxuries of more urban living in exchange for the peace, quiet and more rustic lifestyle
10 of the family farm and the small local community. Every reason and purpose that my
11 neighbors and I own property here for is drastically impaired or practically destroyed by the
12 presence of this high voltage power line, and the constant commercial activity anticipated in
13 building and maintaining it in the future. We moved here from a larger town in Illinois,
14 found this land and fell in love with it. It is going to be our retirement home. My husband
15 only has about seven years left to work.

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

18 A. The alternatives are all within the power of Ameren UE to implement, and I do believe an
19 alternative exists. I believe Ameren should restudy the route and balance the interests of the
20 community against their need to relieve overloading problems. There are other corridors
21 equally available to Ameren to build this line which would be better able to bear the burden
22 of the line's presence without destroying property values, life styles and family farms. My

1 neighbors and I have no alternatives, and construction of the line as proposed will change our
2 lives and circumstances forever. We will not be able to sell even though we may not wish
3 to stay. Given our lack of options and alternatives, and the numerous alternatives available
4 to Ameren UE to put this line almost anywhere it wants, it is my hope that the Public Service
5 Commission will require Ameren UE to balance their mere commercial need against our vital
6 need to preserve the family farm and our way of life.

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

9 A. My husband is a tree freak. We don't have that many trees as it is and if they come in and
10 cut many out it would totally destroy the look and feel of the land. Then, when they would
11 come in and spray herbicides it would kill any and all things living around it. We bought this
12 land so we could retire and grow old together. We want to be able to go outside and enjoy
13 the peace and quiet. With a total of approximately 515,000 kilovolts of electricity running
14 through the property, I feel as a home/land owner our "RIGHT TO QUIET ENJOYMENT"
15 will be violated. We want to be able to sit at our pond without the noises caused by such
16 large voltage. We are concerned about the safety of fallen lines. What will happen to the
17 fish we have in our pond if a line should happen to fall in the pond or worse on our home?
18 We bought here to enjoy the peace and quiet. We moved here 4 ½ years ago from a large
19 city in Southern Illinois. It took us three years to find some property we liked well enough
20 to buy. Our intentions are to move our mobile home on this property and eventually retire
21 there. We are looking forward to moving out there and enjoying the wild animals, being able
22 to fish early in the morning if that is what we want to do. You can't enjoy a nice quiet time

1 if all you hear is humming from these power lines. As a home/land owner in this path, we
2 would prefer the lines not be constructed via this proposed route.

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.