

Ameren IL Transmission Co's
Response to OPC 2nd Supplemental - OPC
EA-2025-0222

Application of ATXI for a Certificate of Public Convenience and Necessity to Construct, Install, Own, Operate, Maintain, and Otherwise Control and Manage a 138 kV Transmission Line and associated facilities in Perry County, Missouri and Cape Girardeau Counties, Missouri

No.: OPC 46s2

PREVIOUS QUESTION:

No.: OPC 46

The standard easement attached to Ms. Spurlock's Direct Testimony as Schedule JS-02 includes the following language: "together with the authority to extend to any other party the right to use, pursuant to the provisions hereof." Please provide ATXI's understanding of the authority granted by this term.

PREVIOUS RESPONSE

Prepared By: Jennifer Spurlock

Title: Sr Real Estate Agent

Date: 10/16/2025

While I am not an attorney, it is my understanding that this provision authorizes the possibility of ATXI to share its assets in the easement with third parties. For example, the provision would authorize ATXI to allow a third-party wireless provider to use space on transmission towers or allow another utility or Ameren affiliate to extend broadband/wireless technologies on those same towers.

PREVIOUS SUPPLEMENTAL RESPONSE

Prepared By: Jennifer Spurlock

Title: Sr Real Estate Agent

Date: 11/03/25

In addition to my prior response and by way of clarification, the provision would authorize ATXI to share its assets in the easement-not the easement itself-with third parties. ATXI requires that any third party wishing to use ATXI facilities obtain the necessary consent of any landowner on which the ATXI assets are located as a condition precedent to any agreement with ATXI. A copy of the standard Master Facilities License Agreement (MFLA), the version of which has been used by ATXI for at least the last 10 years, is attached to this response. Section 2.2 of the MFLA requires a licensee to obtain the necessary right-of-way permits or access rights, easements or other authorizations necessary to utilize ATXI's facilities. Additionally, Section 2.4 of the MFLA requires the third party to obtain the necessary rights or consent of the landowner as a condition

precedent to the third party's license agreement with ATXI.

SECOND SUPPLEMENTAL RESPONSE

Prepared By: Jennifer Spurlock

Title: Sr Real Estate Agent

Date: 11/18/25

As my prior supplemental answer states, the attached Master Facilities License Agreement is a standard agreement, which is used as a template. That it refers to Ameren Missouri and to distribution lines is due to that being the default agreement, the more frequent requests for such agreements arise in the context of distribution lines. The same template, however, is used to create similar agreements for ATXI.