

Albers, John

From: Albers, John
Sent: Thursday, December 04, 2014 9:37 AM
To: 'brad'; Ericson, Christine; @ Dearmont, Eric
Subject: RE: reroute to avoid spliting sesquicentennial farm

Good Morning Mr. Morgan,

From your e-mail, it appears that you and Ameren have been discussing Ameren's acquisition of an easement on your land for Ameren's Illinois Rivers transmission line project approved in ICC Docket No. 12-0598. I also understand from your e-mail that Ameren has not yet sought eminent domain authority from the ICC permitting it to obtain an easement on your land in circuit court. If that is correct and you and Ameren fail to agree to easement terms, Ameren may seek at the ICC eminent domain authority over your land. If/when this happens, affected landowners have the right to intervene in the docket at the ICC and oppose the ICC's granting of eminent domain authority to Ameren. To obtain eminent domain authority over any particular parcel, Ameren must show that it has acted reasonably in its negotiations efforts regarding that parcel. Landowners who intervene may present evidence showing that Ameren has not negotiated reasonably. An Administrative Law Judge at the ICC would evaluate the arguments and decide whether Ameren has acted reasonably or not with respect to each parcel over which it seeks eminent domain authority. It is in such a docket that you could air many of the concerns you raise. Prior to such a docket the ICC is reluctant to interject itself in the negotiation process.

If you have the need to intervene in a docket in the future, the ICC's Rules of Practice (83 Illinois Administrative Code 200) set forth requirements for intervening. The specific provision is Section 200.200. The ICC's Chief Clerk's Office can also help you with any questions regarding intervention and can be reached at 217-782-2186.

I hope that this description of the process has been at least somewhat helpful to you.

Thank you,
Judge Albers
Illinois Commerce Commission

From: brad [<mailto:bradm2@consolidated.net>]
Sent: Wednesday, December 03, 2014 1:01 PM
To: Ericson, Christine; Albers, John; @ Dearmont, Eric
Subject: reroute to avoid spliting sesquicentennial farm

I live and work a farm that my family settled 180 years ago in Coles county, Morgan township. The original route proposed by ameren went north of most of it, then when the ICC aproved the route after Douglas co. appealed and won, the new route the icc set forth split right through the middle of my farm & my barn lot and next to my house , this is more than 700 feet closer from the closest it was proposed last spring.. I have been trying to get Ameren to move it about 700 feet north to my property line but they said it was to costly and were not doing any reroutes. The route it is now going, goes through low, wet, and heavily tiled areas of my fields and over a old 12 inch clay main tile that drains most of 4 sections of farm land I farm. It also goes across several tiles that hook into it and north east of my house it crosses more low areas and tiles and the tile that drains my basement of my house. All the clay tiles and the new plastic tiles will be crushed by the weight of the heavy equipment during construction of this line. Over 375 acres of my farm north of this line will be cut off during construction . I have meet several times with amerens land agents and they came up with a reroute but then Ameren denied it as to costly. After they called and told me it was denied I have not heard anything else for the last three months. I know I have no choice or say so on this powerline, but it should not split my farm so ameren can save a few bucks. I have had the ill. dept. of ag. Bob Fliders office even contact Ameren to object. They told them even IDOT avoids sesquicentennial farms as they are considered landmarks. Ameren would not respond to them either. I am hoping some one in the ICC will step up and make them change it. please help. Bradley Morgan 15199 n. co. rd. 2080 e. Charleston, Ill. 61920 I live and farm just south east of Rardin ILL. 217 345-9626 non of this ground was ever suverved by Ameren.