

OVERVIEW OF THE ORDER ON REHEARING FOR OSAGE PROJECT NO. 459-310

<p align="center">No Encroachment Exists: Structures Remain</p>		<p align="center">Encroachment Exists: Removal Only in Limited Circumstances</p>					
<p align="center">Scenario 1</p>		<p align="center">Scenario 2</p>		<p align="center">Scenario 3</p>		<p align="center">Scenario 4</p>	
<p>Structures on lands within the boundaries of Osage Project No. 459</p>	<p>Owner has a valid property right (e.g. fee simple deed, lease, easement, or other conveyance for the parcel of land).</p>	<p>Owner has a previously-issued valid permit from Ameren and/or the U.S. Army Corps of Engineers authorizing an accessory structure (e.g. deck, walkway, gazebo, or patio) to be built on projects lands or waters, and the structure conforms to Ameren’s permitting guidelines.</p> <p align="center">- or -</p> <p>Owner has an accessory structure that was constructed <i>before</i> March 28, 2008, and the structure conforms to Ameren’s permitting guidelines authorizing a non-project use of the project lands.</p>	<p>Owner has an unauthorized non-conforming structure/encroachment on project lands, but the project lands are not needed for project purposes (e.g. power production, recreation, environmental protection, flood control, shoreline control, irrigation, water supply).</p>	<p>Owner has an unauthorized non-conforming structure/encroachment on project lands that interferes with project purposes (e.g. accessory structure built <i>after</i> March 28, 2008 and Ameren has determined that it interferes with the project).</p>			
<p>Action Required</p>	<p>None.</p> <p>The structure can remain.</p> <p>Any disputes regarding the deed, lease, easement, or other conveyance are matters to be decided in court under state law.</p> <p>Ameren must honor valid easements.</p>	<p>An accessory structure with a previously-issued valid permit that conforms to Ameren’s permitting guidelines can remain.</p> <p align="center">- or -</p> <p>An accessory structure without a permit that was built <i>before</i> March 28, 2008 and that conforms to Ameren’s permitting guidelines will be grandfathered by Ameren so it can remain.</p>	<p>Ameren must file an application with FERC by June 1, 2012 to redraw the boundary to remove unneeded project lands.</p> <p>As a result, the structure will no longer be considered an encroachment because it will no longer sit on project lands.</p> <p>The structure can remain and FERC will have no jurisdiction over it since it will be located on non-project lands.</p>	<p>Ameren must work with the owner to find a solution that can satisfy both the project purpose and the needs of the owner.</p> <p>Within one year of a future FERC order acting on Ameren’s application to redraw the project boundary, Ameren must file a plan with FERC on how it will handle each encroachment.</p> <p>Absent concerns about the protection of life, health, or property, FERC generally would NOT have a regulatory need to require removal of the encroachment.</p>			