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Before the
Federal Communications Commission
Washington, D.C. 20554

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AUG 27 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
)	
Amendment of Section 73.202(b))	MM Docket No. 01-144
Table of Allotments)	RM-10142
FM Broadcast Stations)	
(Snyder, Texas))	

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

COUNTERPROPOSAL

21st Century Radio Ventures, Inc. ("21st Century"), licensee of KAIQ(FM), Littlefield, Texas, and Littlefield Broadcasting, LLC ("Littlefield"), proposed assignee of KAIQ¹ (together, the "Joint Parties"), by their counsel, hereby submit this counterproposal to the *Notice of Proposed Rule Making*, DA 01-1578 (rel. July 6, 2001) in the above-captioned proceeding. The Joint Parties propose to upgrade KAIQ from Channel 238C3 to Channel 238C1, relocate the station to a new transmitter site, and change its community of license to Wolfforth, Texas as its first local service. In order to accomplish this Class C1 upgrade, Station KFLP, Floydada, Texas will have to change from Channel 237A to 291C3,² and Station KPER, Hobbs, New Mexico will have to relocate its transmitter site reference point. As will be discussed further herein, the Joint Parties have entered into agreements with both licensees regarding the changes, and the licensees have provided consent statements for the changes.

¹ The application for assignment of license, File No. BALH-20010607AAQ, was granted on July 24, 2001. Consummation has not yet occurred pending finality.

² KFLP holds a construction permit for the upgrade to Channel 291C3, and has recently completed construction and filed its license application (BLH-20010824AAK).

No. of Registrations 014
DATE

In support hereof, the Joint Parties state as follows:

I. PRELIMINARY MATTERS

1. The Joint Parties hereby state that they will reimburse Station KFLP, Floydada, Texas and KPER, Hobbs, New Mexico for their reasonable expenses in changing channel and/or transmitter site in accordance with *Circleville, Ohio*, 8 FCC 2d 159 (1967).³ The Joint Parties also state that 21st Century or Littlefield, as the licensee, will apply for Channel 238C1 at Wolfforth and construct the facilities if the Commission grants this proposal.

2. The Joint Parties also hereby state that pursuant to Section 1.420(j), they have not paid nor promised to pay, in any agreement, any licensee, permittee or applicant for withdrawing an expression of interest, dismissing an application or forbearing to file an expression of interest or application.

II. CONFLICT WITH THE NPRM

3. As indicated in the attached Technical Narrative, the proposal to allot Channel 238C1 to Wolfforth conflicts with the *NPRM* proposal to allot a third local FM broadcast service to Snyder, Texas on Channel 237C3. The Joint Parties are offering an alternate channel (235C3) to avoid the conflict so that Snyder can receive another allotment and at the same time the benefits of this Counterproposal can be achieved. *See* Technical Narrative, Exhibits S1-S2.

4. If for some reason Channel 235C3 can not be allotted to Snyder, the Commission should favor this Counterproposal over the Snyder proposal under *Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982), because the Counterproposal provides a new first local service at Wolfforth (priority 3) whereas Snyder already has two FM services (priority 4).

³ In the case of Station KFLP, the facility changes have already occurred, as indicated in note. 1.

III. COMPLIANCE WITH THE COMMISSION'S TECHNICAL RULES

A. STATION KAIQ, LITTLEFIELD/WOLFFORTH, TEXAS

1. Technical Studies

5. As indicated in the attached channel study, Exhibit W1, Channel 238C1 can be allotted to Wolfforth at coordinates 33-33-00 NL, 102-05-11 WL in compliance with the Commission's spacing rules provided that changes are made to the facilities of KFLP-FM, Floydada, Texas, and KPER, Hobbs, New Mexico. The changes at Floydada and Hobbs will be discussed below. From the proposed site the station will provide a 70 dBu signal to Wolfforth. See Exhibit W2. The channel study also demonstrates that the allotment of Channel 238C1 at Wolfforth is mutually exclusive with the petition for Channel 237C3 at Snyder.

2. Change in Community of License

6. In *Amendment of the Commission's Rules Regarding Modification of FM and TV Authorizations to Specify a New Community of License ("Community of License")*, 4 FCC Rcd 4870 (1989), *recon. granted in part*, 5 FCC Rcd 7094 (1990), the Commission stated that in order to grant a change in community of license: (1) the proposed use of the channel must be mutually exclusive with its current use; (2) the existing community of license must retain local service; and (3) the proposed arrangement of allotments must be preferred over the existing arrangement under the Commission's allotment priorities.

7. Here the attached channel study, Exhibit W1, demonstrates that the proposed allotment of Channel 238C1 at Wolfforth is mutually exclusive with the current allotment of Channel 238C3 at Littlefield. Littlefield will retain existing service from Station KZZN(AM), 1490 kHz. The Wolfforth allotment is clearly preferred under the Commission's allotment priorities, since Wolfforth (2000 Census pop. 2,554) will gain its first local service (priority 3) while retaining the

channel at Littlefield (2000 Census pop. 6,507) would give that community its second local service (priority 4).

8. The Commission stated in *Community of License, supra*, 5 FCC Rcd at 7096, that it was concerned with the potential migration of stations from underserved rural areas to well-served urban areas. Wolfforth is not located in an Urbanized Area. However, since the proposed 70 dBu contour will cover more than 50% of the Lubbock, Texas Urbanized Area, a showing that Wolfforth is independent of Lubbock is required. See *Headland, Alabama and Chattahoochee, Florida*, 10 FCC Rcd 10352 (1995). In assessing the independence of a community from a nearby Urbanized Area, the Commission relies on the factors set forth in *Faye and Richard Tuck*, 3 FCC Rcd 5374 (1988). The Commission has previously held that Wolfforth is independent from the Lubbock, Texas Urbanized Area. *Littlefield, Wolfforth and Tahoka, Texas*, 12 FCC Rcd 3215 (1997), *recon. granted in part*, 15 FCC Rcd 5532 (2000) (“*Wolfforth, Texas*”).⁴ Nevertheless, in the interest of completeness, an updated *Tuck* showing is provided.

(1) *Extent to Which Residents of Wolfforth Work in the City of Wolfforth*. Since 1997, when the Commission first found Wolfforth to be independent from Lubbock, the population for the City of Wolfforth has increased to 2,554, according to the 2000 U.S. Census, and many of the residents still work and own businesses in Wolfforth. See Exhibit A. Some of the largest employers listed in 1997 still employ a majority of the residents in Wolfforth. These employers include: Frenship Independent School District, American Bank of Commerce, City of Wolfforth, Myers IGA Supermarket (formerly Thriftway Supermarket), Rainbows End Child Care & Learning

⁴ In that case, the Commission denied the relocation of KAIQ from Littlefield to Wolfforth because it would have created gray area, not because of any lack of independence of the proposed community. Here, no gray area will be created.

Center, Rip Griffin Swift Shop No. 4, Fry Farm Equipment, Discovery Depot, Quality Auctioneers, Inc., Preston Meat Packers and Rosales Welding. Other major employers that have opened for business in Wolfforth since 1997 are R & J Dirt Work, a trucking and hauling company, and Industrial Maintenance, a supplier of paper products.

(2) *Newspapers and Other Media.* Wolfforth still does not have a local newspaper.

(3) *Community Leaders and Residents Perceive Themselves as Separate from Lubbock.* In its *Wolfforth, Texas* decision, the Commission acknowledged receipt of a letter from then Mayor Rick McWhorter expressing that Wolfforth is “a separate community, independent in virtually every way from Lubbock.” According to City Secretary, Debbie Youngblood, this sentiment continues today among Wolfforth residents.

(4) *Wolfforth Has its Own Local Government and Elected Officials.* Wolfforth has its own local government and elected officials. Wolfforth has a mayor, currently Sylvia Preston, and a 5-member city council. The City Administrator remains Frankie Pittman, and the City Secretary is Debbie Youngblood. The City also has a number of volunteer boards and planning committees comprised of Wolfforth residents. Wolfforth provides city services to its residents, including water, sanitation and trash collection services run by its Public Works department. The Public Works department also maintains the new city park, Patterson Park, which provides residents with a fishing pond, walking/jogging trail, sand volleyball court, two outdoor basketball courts, a playground and four baseball/softball fields.

(5) *Wolfforth Has Its Own Zip Code and Separate Government Listings in the Telephone Directory.* Wolfforth still has its own zip code, 79382, which is not inclusive of Lubbock, and the U.S. Postal Service maintains a branch office in Wolfforth. GTE (now Verizon) still

maintains a separate telephone directory for Wolfforth and surrounding communities that excludes Lubbock (a new telephone directory under the Verizon name has not been published yet). *See* Exhibit A.

(6) *Wolfforth Has Numerous Commercial Establishments, a Health Clinic and Several Civic Organizations.* As previously stated, Wolfforth has a thriving business community. Aside from the major employers listed above, there are many small businesses in Wolfforth. *See* Exhibit A. Additionally, residents receive routine medical attention at the Wolfforth Community Health Center. The City now has 48-bed assisted living facility, The Villa Residential Peer Center, which offers home/health care environment for elderly residents.

Wolfforth has a vibrant civic and community organizations, including the Lions Clubs, Chamber of Commerce, the Masons and Boy and Girl Scout troupes. Wolfforth has six churches, most of which identify the City in its name: Wolfforth First United Methodist Church, Wolfforth First Baptist Church and Wolfforth Church of Christ. Two churches offer services for Spanish-speaking residents.

(7) *Extent to which the community and the central city are part of the same advertising market.* Businesses can advertise in the telephone directory and the local community directory maintained by the City in conjunction with the Wolfforth Chamber of Commerce. Additionally, the local Chamber of Commerce ensures that its members' services and products are actively advertised through community-sponsored events.

(8) *Wolfforth's Library, School System and Police and Fire Protection are Provided Independent of any other Jurisdiction.* Wolfforth maintains its own public library, providing special programs and reading materials for all age groups. Wolfforth students attend school in Frenship Independent School District (ISD), the largest employer in the City. There were

5,142 students matriculating throughout Frenship ISD schools last year. All of the schools, except three elementary schools, are located in Wolfforth. These include the intermediate school (grades 5-6), the junior high school (grades 7-8) and the high school (grades 9-12). Wolfforth has its own police department with four full-time officers and a number of civilian volunteers. It also has a 15-member volunteer fire department. As the Commission previously found in 1997, Wolfforth, on balance, should be treated as a separate community. *Wolfforth, Texas*, 12 FCC Rcd at 3220, ¶8.

9. As to relative size and proximity, Wolfforth's population is 1.3% of that of Lubbock and is located 13 km from Lubbock.

10. The relocation of KAIQ will provide a net gain in service to a population of 238,081 in an area of 11,570 sq. km. (2000 Census figures). There will be a loss in service to 2086 persons in an area of 1007 sq. km. *See* Technical Narrative. This entire loss area remains well served. *See* Exhibit W4. In addition, the relocation will provide first full-time reception service to a large area that currently receives no full-time service (white area). The area is sparsely populated, and its population is estimated as approximately 40 to 66 persons. *See* Technical Narrative. There is a small amount of gray area enclosed within the current contour of KAIQ (one full time reception service) which is preserved after the relocation. *See* Exhibit W4. No white or gray area is created.

11. The Joint Parties reiterate that 21st Century or Littlefield, as the licensee of KAIQ, will apply for Channel 238C1 at Wolfforth and construct the facility if granted.

B. STATION KFLP, FLOYDADA, TEXAS

12. In order to allot Channel 238C1 to Wolfforth, Station KFLP-FM, Floydada, Texas, must change its channel from Channel 237A to Channel 291C3. KFLP holds a construction permit for the upgrade to Channel 291C3, and has recently completed construction and filed its license application. Nevertheless, the licensee has furnished a statement consenting to the change in channel

and class in order to avoid any theoretical contingency. *See* Exhibit B. The channel study, Exhibit F1, shows that Channel 291C3 can be allotted to Floydada in compliance with the Commission's spacing rules, and the map, Exhibit F2, demonstrates coverage of the community. Reimbursement for the licensee's expenses has already been accomplished.

C. STATION KPER, HOBBS, NEW MEXICO

13. In order to allot Channel 238C1 to Wolfforth, Station KPER, Hobbs, New Mexico, must relocate its transmitter site reference coordinates. Channel 239C3 can be allotted to Hobbs at a new site in compliance with the Commission's spacing rules as shown in the channel study, Exhibit H1. From the new site, the station will place a 70 dBu contour over the entire community of Hobbs. Exhibit H2. The Joint Parties have entered into an agreement to reimburse the licensee of KPER, Noalmark Broadcasting Corporation, for the costs of relocation. The licensee has furnished a statement of consent. *See* Exhibit B.

IV. CONCLUSION

14. Grant of this Counterproposal is in the public interest. It will provide the community of Wolfforth with its first local service, create a net gain in service to 288,959 persons in an area of 13,857 sq. km., and eliminate a white area. All affected licensees have given their consent to the modification of their facilities. For the foregoing reasons, the Commission should grant the Counterproposal.

Respectfully submitted,

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August 27, 2001

Technical Outline
Counterproposal in Docket 01-144

- I. Snyder, TX as proposed by Petitioner Charles Crawford
 - A. Channel study (237C3) Exhibit S1
 - B. Coverage map from Petitioner's site Exhibit S2
 - C. Alternate channel study (235C3) Exhibit S3, 3A
 - D. Coverage map from alternate site Exhibit S4
 - E. City map of Snyder Exhibit S5
 - F. Discussion of the issues Technical Narrative Pt. I

- II. Wolfforth, TX as put forth in this Counterproposal
 - A. Channel Study for KAIQ (238C1) Exhibit W1
 - B. Hypothetical 70 dBu Coverage for KAIQ Exhibit W2
 - C. Gain – Loss Map Exhibit W3
 - D. Remaining Services List Exhibit W4
 - F. Discussion of the Issues Technical Narrative Pt. II

- III. Floydada, TX and Hobbs, NM
 - A. Channel study for KFLP (291C3) Exhibit F1
 - B. Hypothetical 70 dBu coverage for KFLP Exhibit F2
 - C. Channel Study for KPER (239C3) Exhibit H1
 - D. Hypothetical 70 dBu Coverage for KPER Exhibit H2
 - E. Discussion of the Issues Technical Narrative Pt. II

- IV. Area and Population Gains and Losses
 - A. Table of gains and losses

- V. Summary

Technical Narrative

I. Snyder, TX

The petitioner has requested channel 237C3 at coordinates 32-47-07 N and 101-06-11 W. The FCC Staff determined that a more suitable reference site was 32-45-25 N 101-05-36 W and this was the site contained in the NPRM adopted June 27, 2001.

Snyder already has adequate service. KSNY-FM and KSNY-AM are operating and a new 255A FM service has been granted. Further, stations from Abilene, Merkel and Hamlin, Texas can be heard clearly. Some 30 or more stations share all or part of their interference-free coverage areas with the proposed Snyder C3 allotment. Nevertheless the Petitioner's desire for an additional channel at his proposed site can be accommodated.

This Counterproposal puts forth a plan which would allot 235C3 at the coordinates used in the NPRM. Although the coordinates chosen by the Petitioner are dubious as to the likelihood of complete coverage of the community of Snyder, TX as required in 47 CFR 73.315 (the FCC Staff chose alternative coordinates which do not suffer from this deficiency), as an application site it appears to be suitable except for the shortspace to the existing licensed facility of KFLP-FM. 235C3 does not have this restriction. If 235C3 is allotted instead of 237C3, as requested by Petitioner, the usable area at the time of application affords greater flexibility in choice of site for the new Snyder, TX service.

In fact, it appears that at all locations where 237C3 can be sited, 235C3 can be substituted equally well. Please refer to Exhibits S1 and S2.

Additionally, because 237C3 and 235C3 are mutually exclusive with one another, the number of available allotments in Snyder (to satisfy additional expressions of interest, if any) is not diminished by this substitution.

235C3 at Snyder also meets the requirements of 47 CFR 73.207(a) with respect to the remainder of this Counterproposal. For these reasons, 235C3 should be allotted at Snyder, TX instead of Petitioner's proposed channel 237C3 no matter whether the remainder of the Counterproposal is adopted or not.

II. Wolfforth, TX

KAIQ can be allotted at Wolfforth, TX, population 2,554 persons, in compliance with 47 CFR 73.207(a) with changes to two other facilities. See exhibit W1.

The first of these is KFLP-FM, 237A at Floydada, TX. KFLP-FM holds a Construction Permit to change channel to 291C3 at the same site. This modification is complete and a license application has been filed. The second modification is a change in the reference site of KPER-FM. These changes are described in Section III of the Technical Narrative.

Littlefield, TX will continue to receive local service from AM station KZZN, 1490.

The allotment at Wolfforth affords coverage of 100% of the city of Wolfforth, TX within the hypothetical 70 dBu contour. See exhibit W2. The allotment at Wolfforth will provide a first local service to 2,554 persons

The allotment at Wolfforth will provide interference-free service to 314,928 persons in an area of 16,373 square kilometers. This includes a large area that receives no full-time interference free service whatsoever (white area). See exhibit W3 The white area receives daytime interference-free service from several AM stations but none of these AM stations enjoys nighttime protection sufficient to provide service.

The white area is within Cochran County, TX and encompasses approximately 130 square kilometers. Although it is difficult to determine the exact number of persons within this white area, it appears most would have been included in the "Morton CCD" U.S. Census place. The Morton CCD, according to the 2000 U. S. Census, has 335 persons in an area of 1,116.4 square kilometers. Presuming uniform population density in the Morton CCD of approximately 0.3 persons per square kilometer of land area, the population within the white area can be estimated at 40 persons. Alternatively, taking the entire population of Cochran County of 3,730 and subtracting from it the populations of Morton (the County seat) of 2,249 and Whiteface (the only other incorporated place in Cochran County) of 465 leaves 1,016 persons. The total land area of Cochran County is 2,007.8 square kilometers. Again presuming uniform population density of approximately 0.5 persons per square kilometer the white area can be estimated to contain approximately 66 persons. It is worthy of note that a significant part of the white area lies along State Highway 214, the major north-south road through Cochran County.

Exhibit W4 shows that no new white or gray area is created by the proposed reallocation. The area of the map where the asterisk is found receives only

one interference-free service (KAIQ) however KAIQ continues to provide interference-free service to this same area after reallocation to Wolfforth, TX.

III. Floydada, TX and Hobbs, NM

KFLP-FM, Floydada, TX is presently licensed on 237A but holds a Construction Permit for 291C3. Construction is complete and a license application has been filed. See Exhibits F1 and F2.

The facilities described in the Construction Permit issued to KFLP are consistent with 47 CFR 73.207(a) as to spacing from the proposed reallocation of KAIQ. See Exhibit W1. In addition, they provide 70 dBu or greater service to the entire community of Floydada, TX.

KFLP-FM as a Class A FM station provides interference free service to 9,111 persons according to the 2000 U.S. Census. The upgrade to 291C3 will result in interference free service to 19,493 persons. Thus over 10,000 persons will receive an additional aural service as a result of the KFLP change. While already granted as a Construction Permit, it is important to note that this change, while needed to accommodate the KAIQ reallocation to Wolfforth, TX, did not result in any loss of service to anyone. In fact, additional persons will receive service. The new 291C3 facility for KFLP will be constructed on the same tower as the previous 237A KFLP facility.

KPER-FM , Hobbs, NM is presently licensed as 239C3 and provides interference-free service to 55,406 persons according to the 2000 U.S. Census. This Counterproposal puts forth a plan to move KPER-FM west to a site which will provide interference free service to only 50,902 persons. This is a net loss of 4,504 persons. There are many other stations in the area, however, including KZOR, KBIM, KLMA, KAWY, KEJL, KIXN, KMMW, KTUM, and KPZA, all FMs. There are AM stations also which include KYKK, KHOB and KKEL. The individuals affected in the KPER move will have several other services to choose from, in any event.

IV. Area and Population Gains and Losses

The following was compiled from the 2000 U.S. census

Station	Present		Counterproposal		Net Change	
	Area	Persons	Area	Persons	Area	Persons
KPER	4,803	55,406	4,803	50,902	0	-4,504
KAIQ	4,803	31,847	16,373	314,928	11,570	283,081
Totals	9,606	87,253	21,176	365,830	11,570	278,577

Station	Present		Counterproposal		Net Change	
	Area	Persons	Area	Persons	Area	Persons
KFLP	2,516	9,111	4,803	19,493	2,287	10,382
KPER	4,803	55,406	4,803	50,902	0	-4,504
KAIQ	4,803	31,847	16,373	314,928	11,570	283,081
Totals	12,122	96,364	25,979	385,323	13,857	288,959

Area is in square kilometers within the interference-free contour by sectoring. Population is 2000 U.S. Census persons within the interference-free by Group. The Loss area resulting from the KAIQ move comprises 2,086 persons within 1,007 sq. km.

V. Summary

As the preceding table shows, the net result of this Counterproposal is a first local service at Wolfforth, TX, population 2,554 persons, and elimination of approximately 130 square kilometers of white area where approximately 40 to 66 persons live and many more regularly travel.

In addition, there is a net gain of 288,959 persons and 13,857 square kilometers interference-free if KFLP is included in the tally and 278,577 persons and 11,570 square kilometers if KFLP is excluded.

A single small area of only one full time interference-free service remains the same. Having been within the interference-free of KAIQ, 238C3, Littlefield, TX, it is also within the interference-free contour of KAIQ, 238C1, Wolfforth, TX. No new white or gray areas are created by this proposal.

The requested allotment at Snyder, TX which represents the fourth aural service to Snyder, (255A, 268C1, 1450AM are already allotted) can be accommodated. 235C3 for Snyder can be built virtually anywhere the Petitioner's requested channel 237C3 can be built.

For these reasons this Counterproposal should be adopted in its entirety.

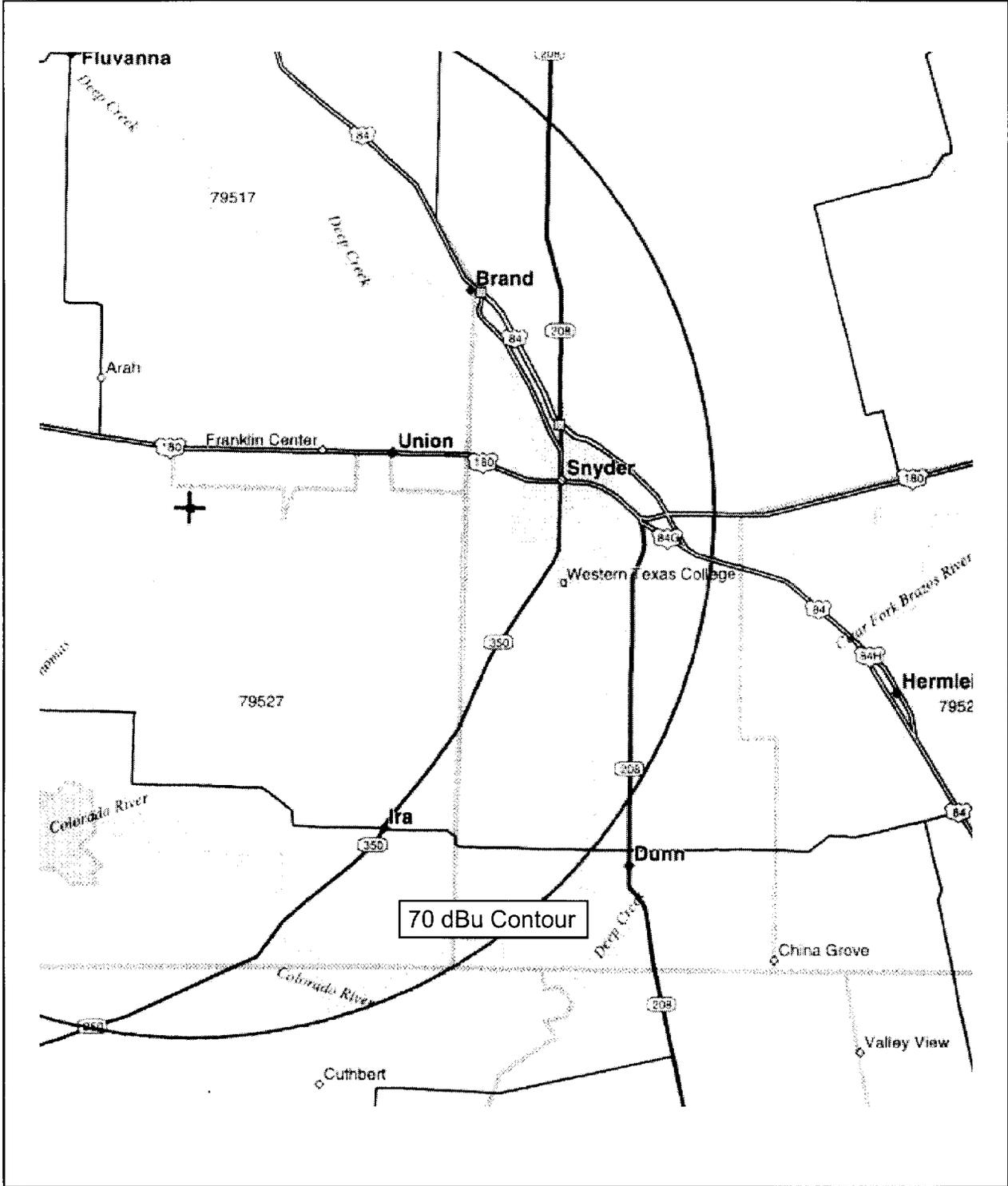


Exhibit S1
Scale
1:250,000

235C3
Snyder, TX
Hypothetical
70 dBu Contour

Allotment
Coordinates
32-42-25 North
101-05-36 West

FM Study for: **KAIQ** FCC Database Date: 6/1/2001 **33-33-00**
 Location: **WOLFFORTH, TX** Channel Class: **C1** **102-05-11**
 [*] by HAAT indicates calculated as missing in database.
 [^] by HAAT indicates value taken from 1999 VAX file.

Call	City, State	Chan	Class	Freq	kW	Latitude	Dist.	Required
Status	Proponent	File Number	HAAT	Longitude	Azm.	Clear (km)		

>>>>>>> **Study For Channel 238 95.5 MHz** <<<<<<<<

KAIQ	LITTLEFIELD, TX	238	C3	95.5	25.0	33-39-34	20.6	211
CP	Facility No. 111	BPH-000914ABX	100	102-15-56	306.3	-190.4	SHORT	
	Use of 73.215 for short spacing requires:	200				-179.4	SHORT	

KAIQ	LITTLEFIELD, TX	238	C3	95.5	7.00	33-55-30	47.7	211
LIC	Facility No. 111	BLH-990518KD	33	102-20-15	330.9	-163.3	SHORT	
	Use of 73.215 for short spacing requires:	200				-152.3	SHORT	

ALLOCR	ODESSA, TX	238	C1	95.5		31-50-44	190.8	245
ADD		RM-1VM01				102-22-02	188.0	-54.2 SHORT

Note: This petition was returned by letter dated February 12, 2001 from John Karousos as being technically defective.

KFLPFM	FLOYDADA, TX	237	A	95.3	3.00	33-58-07	82.3	133
LIC	Facility No. 57025	BLH-850404LP	71	101-21-13	55.4	-50.7	SHORT	
	Use of 73.215 for short spacing requires:	111				-28.7	SHORT	

ALLOC	SNYDER, TX	237	C3	95.3		32-42-25	131.6	144
ADD		Docket 01-144				101-05-36	135.0	-12.4 SHORT

Note: This counterproposal is MX with petitioner's request for 237C3 at Snyder, TX. Counterproposal of 235C3 at these same coordinates is CLEAR by 51.3 KM.

KPER	HOBBS, NM	239	C3	95.7	25.0	32-43-28	135.1	144
LIC	Facility No. 2870	BLH-811118AM	78	103-09-03	227.6	-8.9	SHORT	
	Use of 73.215 for short spacing requires:	133				+2.1	CLOSE	

KPER	HOBBS, NM	239	C3	95.7	25.0	32-43-30	135.1	144
LIC	Facility No. 2870	BLH-000425AAK	81	103-09-07	227.7	-8.9	SHORT	
	Use of 73.215 for short spacing requires:	133				+2.1	CLOSE	

KPER	HOBBS, NM	239	C3	95.7	25.0	32-43-30	135.1	144
CP	Facility No. 2870	BPH-990203IF	81	103-09-07	227.7	-8.9	SHORT	
	Use of 73.215 for short spacing requires:	133				+2.1	CLOSE	

Exhibit W1

**KAIQ 238C1
 Wolfforth, TX
 Channel Study**

**Allotment
 Coordinates
 33-33-00 North
 102-05-11 West**

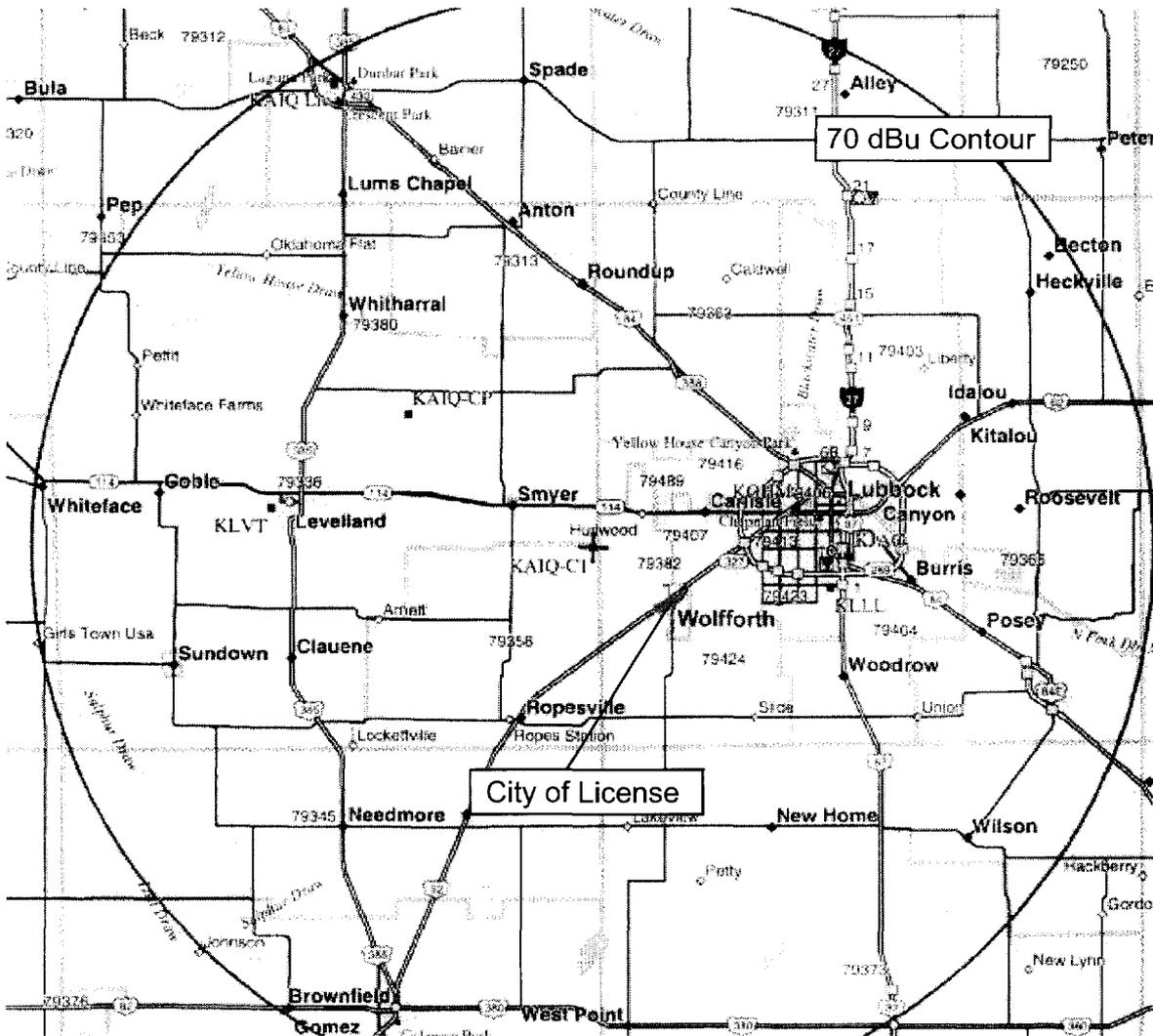
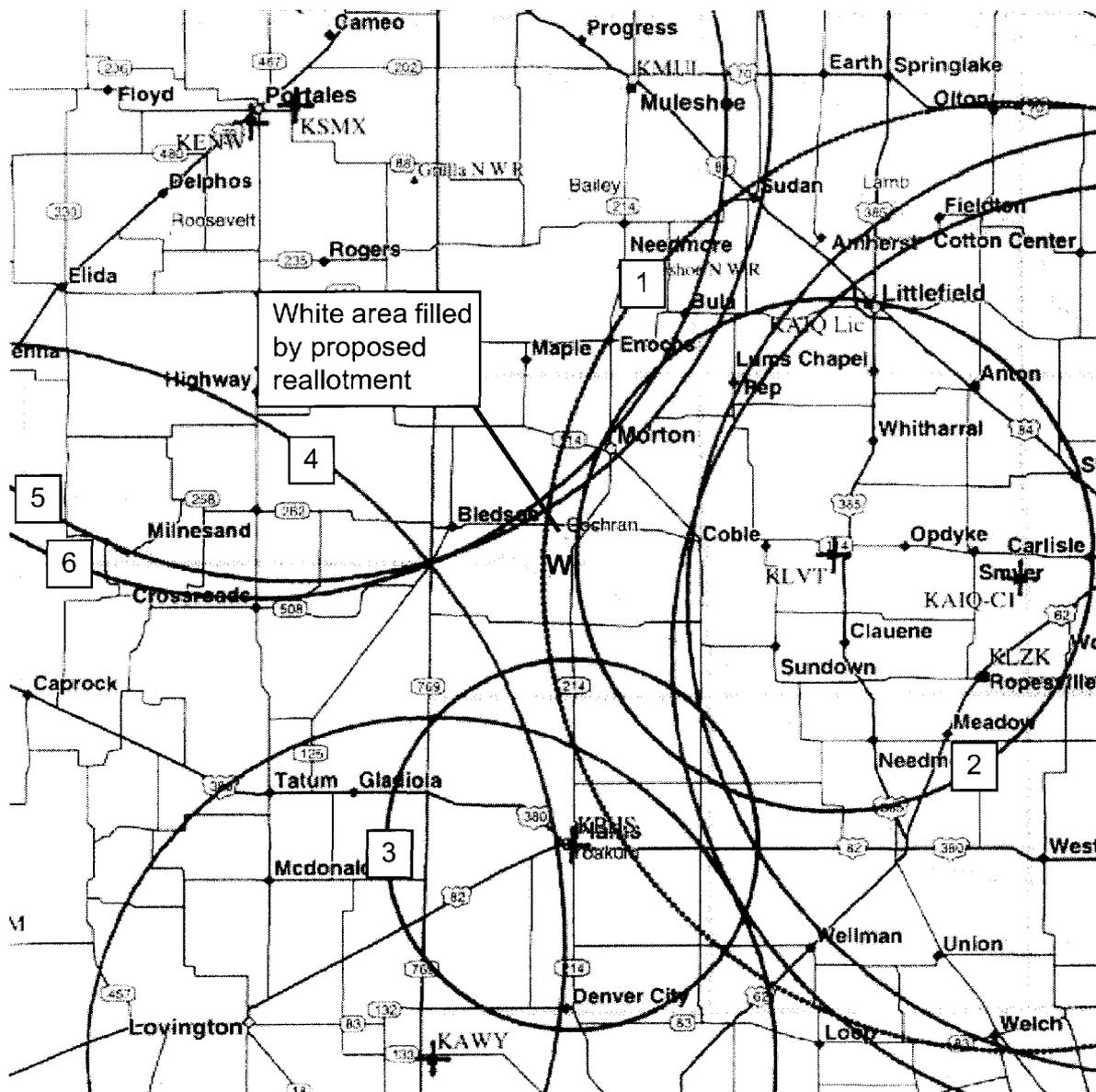


Exhibit W2
Scale
1:625,000

KAIQ 238C1
Wolforth, TX
Hypothetical 70 dBu
Coverage

Allotment
Coordinates
33-33-00 North
102-05-11 West

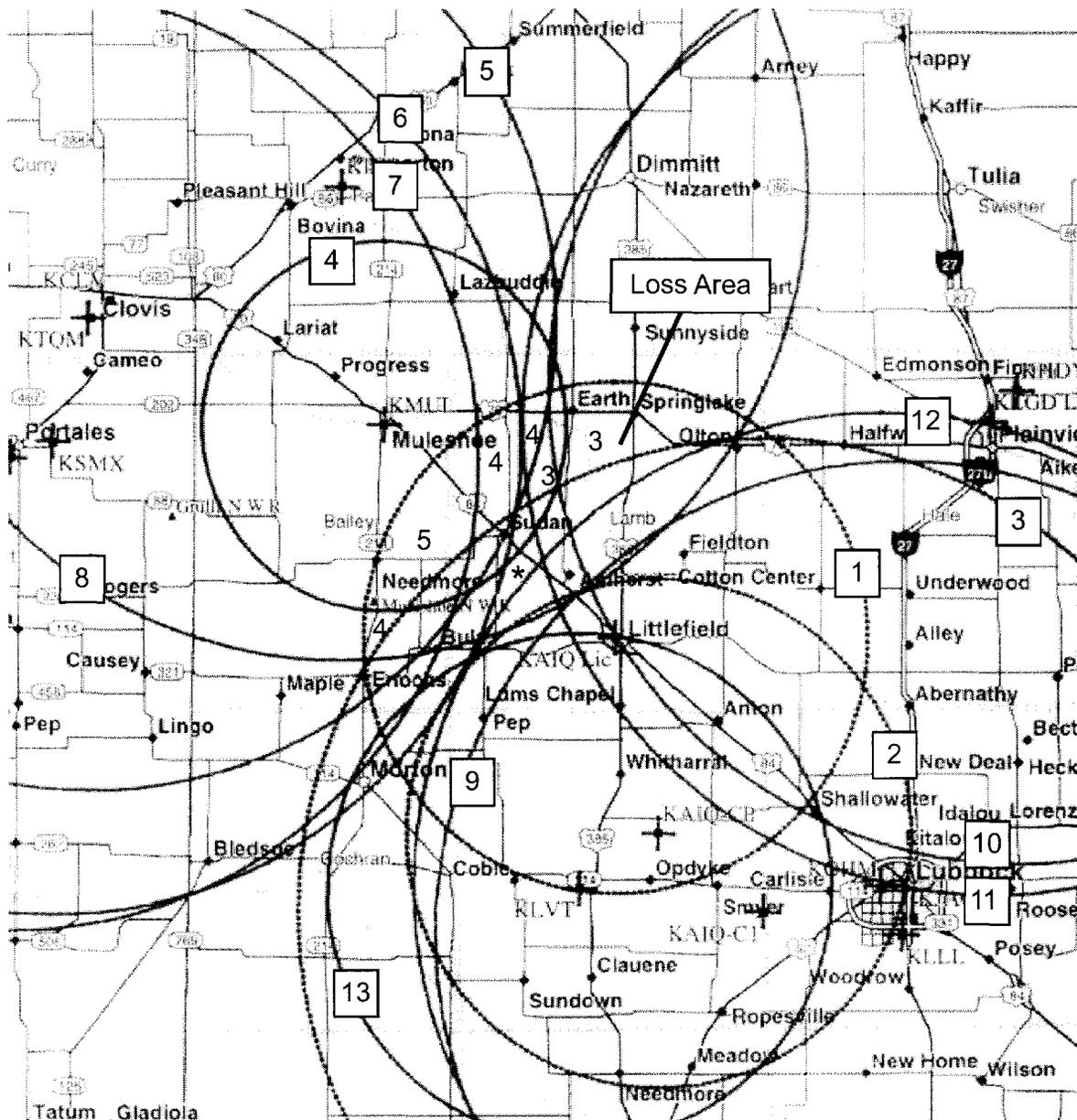


- | | | | |
|---------|-------|----------|---------------|
| 1. KAIQ | 238C1 | Proposed | Wolfforth, TX |
| 2. KLVT | 287C3 | CP | Levelland, TX |
| 3. KPHS | 212A | Licensed | Plains, TX |
| 4. KBIM | 235C | Licensed | Roswell, NM |
| 5. KSMX | 298C1 | Licensed | Clivis, NM |
| 6. KENW | 208C1 | Licensed | Portales, NM |

Exhibit W3
Scale
1:1,000,000

KAIQ 238C1
Wolfforth, TX
White Area
Eliminated

Allotment
Coordinates
33-33-00 North
102-05-11 West



Numbers within boxes are contour identification numbers. Refer to the table for calls, cities, channel and class. Numbers without boxes represent the number of remaining interference free services. * indicates area of one service before and after reallocation.

Exhibit W4
Scale
1:1,000,000

238C1
Wolfforth, TX
Remaining Services

Allotment
Coordinates
33-33-30N
102-05-11W

Key to Contours Depicted in Remaining Services Exhibit

1.	KAIQ	Licensed Site	238C3	Littlefield, TX
2.	KAIQ	Construction Permit	238C3	Littlefield, TX
3.	KAIQ	Proposed Site	238C1	Wolfforth, TX
4.	KMUL	Licensed Site	276A	Muleshoe, TX
5.	KTQM	Licensed Site	260C1	Clovis, NM
6.	KSMX	Licensed Site	298C1	Clovis, NM
7.	KENW	Licensed Site	208C1	Portales, NM
8.	KIJN	Licensed Site	222C1	Farwell, TX
9.	KLLL, KFMX, others		242C1	Lubbock, TX
10.	KHDY	Licensed Site	247C1	Plainview, TX
11.	KLGD	Licensed Site	285C1	Tulia, TX
12.	KOHM	Licensed site	206C1	Lubbock, TX
13.	KLVT	Construction Permit	287C3	Levelland, TX

Exhibit W4

**238C1
Wolfforth, TX
Remaining Services**

**Allotment
Coordinates
33-33-30 North
102-05-11 West**

07-31-2001

Frank McCoy

PAGE 1

FM Study for: **ALLOC** FCC Database Date: 6/1/2001 **33-58-22**

Location: **FLOYDADA, TX** Channel Class: **C3** **101-19-32**

[*] by HAAT indicates calculated as missing in database.

[^] by HAAT indicates value taken from 1999 VAX file.

Call Status	City, State	Proponent	Chan File	Class Number	Freq HAAT	kW	Latitude Longitude	Dist. Azm.	Required Clear (km)
-------------	-------------	-----------	-----------	--------------	-----------	----	--------------------	------------	---------------------

>>>>>>> Study For Channel 291 106.1 MHz <<<<<<<<

KFLPFM	FLOYDADA, TX		291	C3	106.1	25.0	33-58-07	2.7	153
CP	Facility No. 57025	BPH-001221ABY	71		101-21-15	260.1	-150.3		SHORT

Note: Application tower site specified in one-step.

KFLPFM	FLOYDADA, TX		237	A	95.3	3.00	33-58-07	2.6	12
LIC	Facility No. 57025	BLH-850404LP	71		101-21-13	259.9	-9.4		SHORT

Note: Existing licensed facility of KFLP. 237A at Floydada, TX is shortspaced to 238C1 at Wolfforth, TX.

KRBL	IDALOU, TX		289	A	105.7	5.50	33-39-47	42.61	42
CP	Facility No. 68155	BMPH-951020IE	100		101-35-52	216.3	+0.61		CLOSE

KEJS	LUBBOCK, TX		293	C2	106.5	34.0	33-30-08	72.7	56
LIC	Facility No. 4019	BLH-920323KC	179		101-52-20	224.3	+16.7		CLEAR

KPANFM	HEREFORD, TX		292	C2	106.3	30.0	34-47-33	136.3	117
LIC	Facility No. 35452	BLH-980930KA	67		102-25-45	312.2	+19.3		CLEAR

KQTZ	HOBART, OK		290	C	105.9	100.	34-52-15	211.7	176
LIC	Facility No. 22820	BLH-840806DA	311		99-17-36	61.4	+35.7		CLEAR

ALLOC	COLORADO CITY, TX		291	A	106.1		32-23-15	180.4	142
VAC	Facility No. 96128	Dockt-99-357					100-53-33	166.9	+38.4

ALLOC	WOLFFORTH, TX		238	C1	95.5		33-33-00	84.7	22
ADD							102-05-11	237.1	+62.7

Note: This entry added to demonstrate compliance with 47 CFR 73.207(a) after the KFLP channel change is complete.

Exhibit F1

KFLP-FM 291C3
Floydada, TX
Channel Study

Allotment
Coordinates
33-58-22 North
101-19-32 West

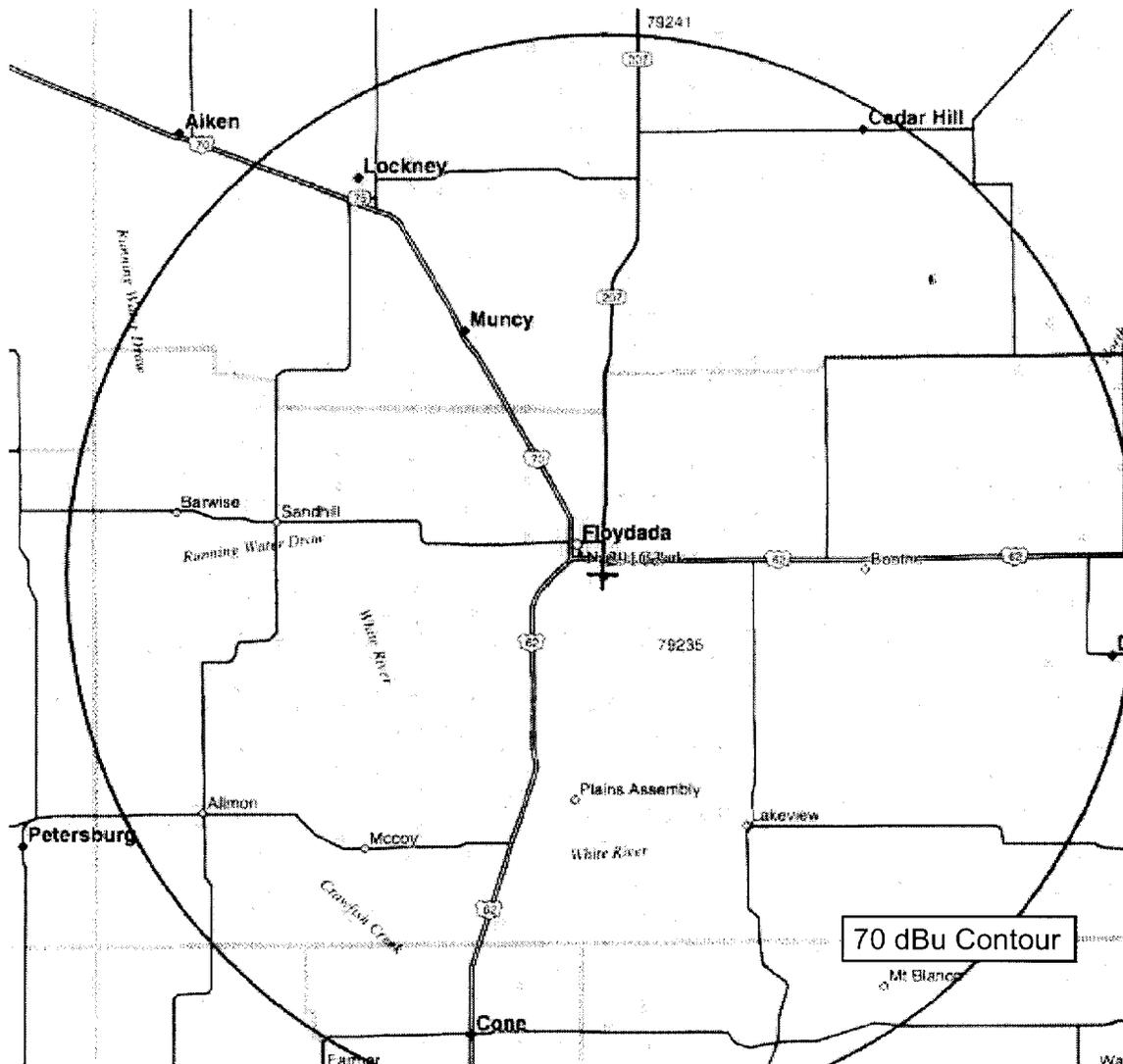


Exhibit F2
Scale
1:300,000

KFLP-FM 291C3
Floydada, TX
Hypothetical 70 dBu
Contour

Allotment
Coordinates
33-58-22 North
101-19-32 West

FM Study for: **KPER** FCC Database Date: 6/1/2001 32-41-37
 Location: **HOBBS, NM** Channel Class: C3 103-17-24
 [*] by HAAT indicates calculated as missing in database.
 [^] by HAAT indicates value taken from 1999 VAX file.

Call	City, State	Chan Class	Freq	kW	Latitude	Dist.	Required
Status	Proponent	File Number	HAAT	Longitude	Azm.	Clear (km)	

>>>>>> Study For Channel 239 95.7 MHz <<<<<<<<

KPER HOBBS, NM 239 C3 95.7 25.0 32-43-30 13.4 153
 CP Facility No. 2870 BPH-990203IF 81 103-09-07 74.9 -139.6 SHORT
Note: Existing Construction Permit for KPER.

KPER HOBBS, NM 239 C3 95.7 25.0 32-43-30 13.4 153
 LIC Facility No. 2870 BLH-000425AAK 81 103-09-07 74.9 -139.6 SHORT
Note: Existing licensed facility of KPER. This site is associated with the tower registered as number 1207796.

KPER HOBBS, NM 239 C3 95.7 25.0 32-43-28 13.5 153
 LIC Facility No. 2870 BLH-811118AM 78 103-09-03 75.3 -139.5 SHORT
Note: Previous license, likely predating corrections to height and coordinates associated with the tower registration process.

ALLOCR ODESSA, TX 238 C1 95.5 31-50-44 128.0 144
 ADD RM-1VM01 102-22-02 137.0 -16.0 SHORT
Note: This petition was returned by letter dated February 12, 2001 from John Karousos as being technically defective.

KAIQ WOLFFORTH, TX 238 C1 95.5 33-33-30 147.1 144
 ADD 102-05-11 49.5 +3.1 CLOSE
Note: Proposed new site reference for KAIQ.

KBSTFM BIG SPRING, TX 239 C2 95.7 33.0 32-13-13 181.7 177
 LIC Facility No. 33685 BLH-001113AAN 140 101-26-25 106.3 +4.7 CLOSE

ALLOC BIG SPRING, TX 239 C2 95.7 32-09-00 190.9 177
 VAC Facility No. 96651 101-21-50 107.9 +13.9 CLOSE

Exhibit H1

**KPER-FM 239C3
 Hobbs, NM
 Channel Study**

**Allotment
 Coordinates
 32-41-37 North
 103-17-24 West**

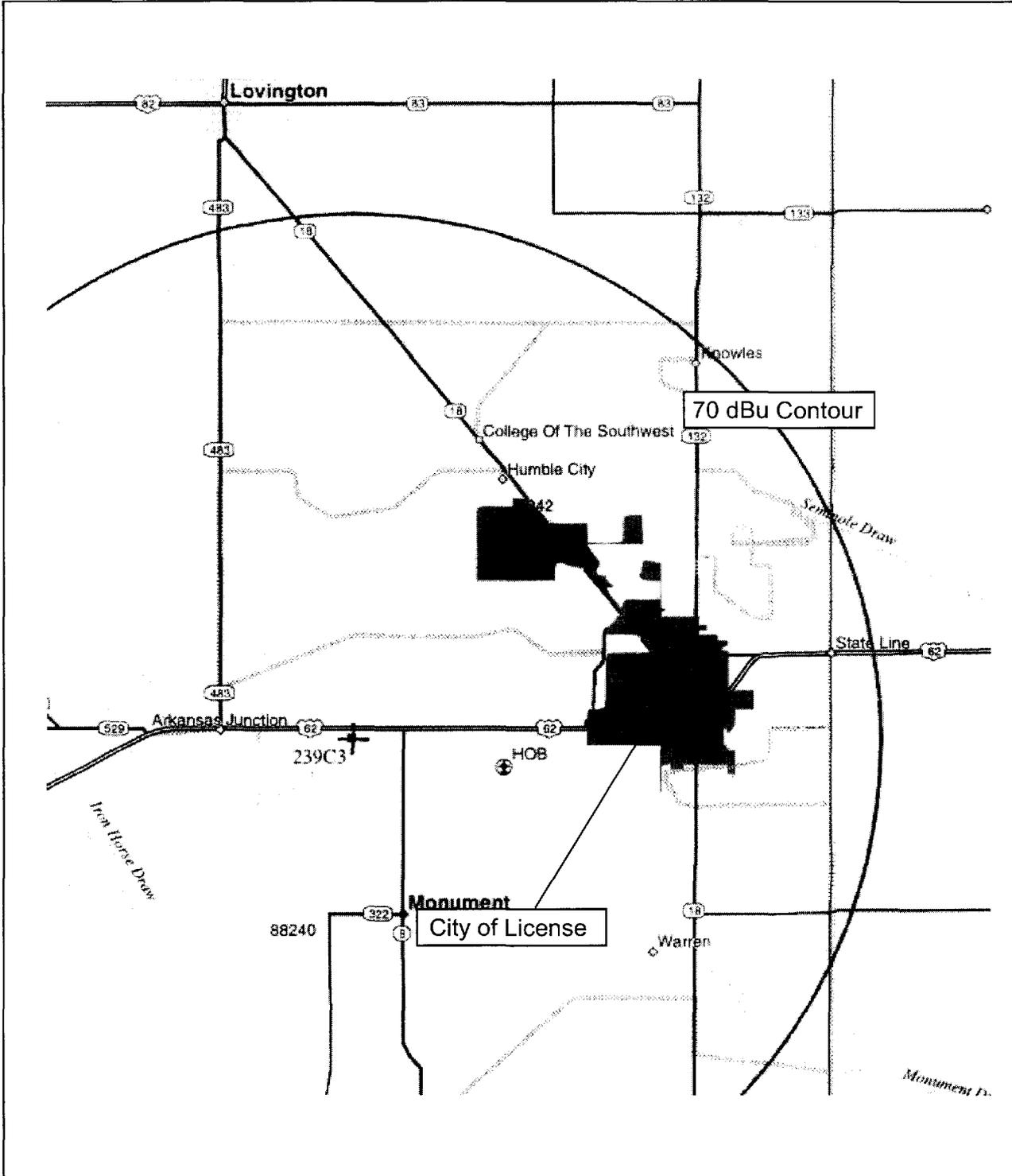


Exhibit H2
Scale
1:250,000

239 C3
Hobbs, NM
Hypothetical
70 dBu Contour

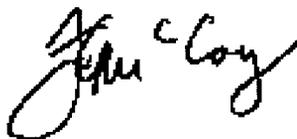
Allotment
Coordinates
32-41-37 North
103-17-24 West

Engineering Statement

The foregoing engineering analysis, offered in support of a request to amend the Table of Allotments [47 CFR 73.202(b)] was prepared by Frank McCoy or under his direct supervision.

Data used was taken from the FCC CDBS Database as it was available on the FCC FTP servers as of 7/29/2001.

Every effort has been made to avoid inaccuracies and the foregoing engineering exhibits are believed to correctly reflect the FM broadcast spectrum at the time of their preparation, to the best of the preparers' knowledge.

A handwritten signature in black ink that reads "Frank McCoy". The signature is written in a cursive style with a large initial "F" and "M".

Frank McCoy

8/8/2001

Date

EXHIBIT A

Wolfforth Government Officials

Mayor: Sylvia Preston

Councilmen: Randy Gross
James Vardy
L.C. Childers
Dan Newberry
Charles Addington

City Administrator: Frankie Pittman (appointed position)

WOLFFORTH SMALL BUSINESSES

JOANN'S RESTAURANT	JOANN SMITH	866-4943
GIPSON'S RV	GENE GIPSON	866-9841
GALE'S INSULATION	DENNIS DISANTO	866-4278
FLETCHER AUCTIONEERS	BOBBY FLETCHER	866-4201
WOLFFORTH INSURANCE	NEIL VAUGHN	866-4247
O K KWIK STOP	POK CHONG	866-4870
CORY'S AUTOMOTIVE	CORY JESTER	866-9467
RICH CLAYBROOKAUTOPLEX		866-2151
RAINBOWS END	JILL RASPBERRY	866-9303
PRESTON MEAT PACKERS	DONALD PRESTON	866-4550
RIGGAN LAUNDRY CORP.	JERRY RIGGAN	794-8141
S & P ENTERPRISES	TIM PRINGLE	
HI-WAY WRECKER	DAVID SCROGGINS	866-9764
DISCOVERY DEPOT	CATHY DRAKE	866-4859
ROSALES WELDING	JOSE ROSALES	866-4612
SINCLAIR HEATING & AIR	TOM SINCLAIR	866-9016
PR & GM GAS STATION	JAMES O JACKSON	866-4368
TULL SUPPLY	GEORGE TULL	866-4207
SOUTHWEST SPORTS	NEIL DENNIS	866-4113
DIXIE DOG	JAMES TIDMORE	866-4780
SUPER KIDS (daycare)		
KUTS N' KURLS		
CELEBRATIONS BY DENISE		
BRITEWAY		
MARTHA'S RESTAURANT		
DON HEATH AUTO		
MYERS IGA		

CITY SERVICES

<u>Department</u>	<u>Size</u>	<u>Chief</u>
Police	4 full time	Mike Malone
Fire	15 member (volunteers)	Charles Addington
Schools	5500 enrolled 600 employed	John Thomas
Libraries	1-Full, 2-Part Time	Debbie Youngblood
Public Works	6-Full, 2-Part Time	Doug Hutcheson