

- **Administration:** St. Rose of Lima School is directed by the Pastor of the Parish and the Principal. The School Advisory Council is comprised of elected members who serve as a policy-making body of the school.
- **Home & School Association:** A very active Home & School Association provides communication and support among parents, teachers, and students. Active membership is required of all parents.
- **Booster Club:** The St. Rose Booster Club assists the principal and coaches by providing support in all phases of the athletic program.

***From the Pastor,..***

Today, our young people are being challenged from all sides. It is most important that they have a firm foundation on which to stand. Our staff here at St. Rose is prepared to help parents with their responsibility. Christian values are taught and experienced so as to build strong Christian men and women for the future.

  
**Schulenburg Chamber of Commerce**  
101-B Kessler Avenue P.O. Box 65  
Schulenburg, Texas 78956  
**Phone: 979-743-4514 FAX: 979-743-4839**



[Top](#)



New Ulm Broadcasting Company  
Counterproposal  
MB Docket No. 02-248  
October 21, 2002

EXHIBIT 3

Consent Agreements for  
KYKM, Yoakum, Texas  
KZAM, Ganado, Texas  
KAJI, Point Comfort, Texas  
KQVT, Victoria, Texas

October 17, 2002

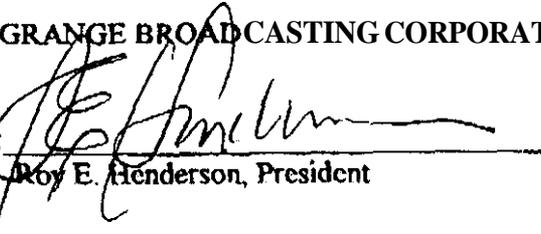
The Federal Communications Commission  
Washington, D.C.

**Re: Consent to Channel Change in MB Docket 02-248**

This is to confirm that LaGrange Broadcasting Corporation, licensee of **Radio Station KYKM(FM)**, Yoakum, Texas, hereby agrees **and** consents to the modification of its license for that facility as being proposed by New Ulm Broadcasting in its Counterproposal being **filed** in the above-captioned docket to specify a change of channel for KYKM **from** its present channel **223A** to a new channel **280A** at its present authorized site, and requests that the license for KYKM be modified accordingly. LaGrange Broadcasting Corporation further **confirms** its present intention and commitment that upon FCC approval of the new allotment, it will promptly file its application for use of the **modified** channel and upon authorization will diligently construct and operate the station on its new channel, and proceed to take any and all other actions necessary to implement such changes. I verify that **this** statement **is** true and **correct** to the best of my knowledge **and** is submitted in good faith

**LAGRANGE BROADCASTING CORPORATION**

By:

  
\_\_\_\_\_  
Roy E. Henderson, President

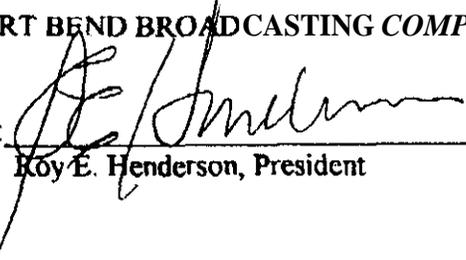
October 17,2002

The Federal Communications Commission  
Washington, D.C.

Re: Consent to Channel Change in MB Docket 02-248

This is to confirm that Fort Bend Broadcasting Company, licensee of Radio Station **KZAM(FM)**, Ganado, **Texas**, hereby agrees and consents to the modification of its **license** for that **facility** as **being** proposed by New Ulm Broadcasting in its Counterproposal being filed in the above-captioned docket to **specify** a change of channel for **KZAM from** its present channel **284C2** to a new channel **235C2** ~~at~~ a new transmitter site, and **requests** that the license for **KZAM** be modified accordingly. Fort Bend Broadcasting Company further confirms its present intention and commitment that upon FCC approval of the new allotment, it will promptly file its application **for use of** the modified channel and upon authorization will **diligently** construct and operate the station on its new channel, and proceed to take **any** and all other actions **necessary** to implement such changes. I verify that this statement is true and **correct to** the best of my knowledge and is submitted in good faith.

**FORT BEND BROADCASTING COMPANY**

By: 

Roy E. Henderson, President

October 17, 2002

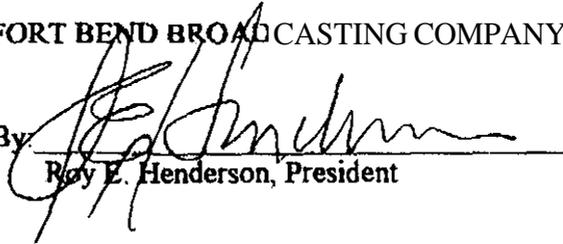
The Federal Communications Commission  
Washington, D.C.

Re: Consent to Channel Change in MB Docket 02-248

This is to confirm that ~~Fort~~ Bend Broadcasting Company, licensee of Radio Station ~~KAJI~~(FM), Point Comfort, Texas, hereby agrees and consents to the modification of its license ~~for~~ that facility as being proposed by New Ulm Broadcasting in its Counterproposal being ~~filed~~ in the above-captioned docket to specify a change of channel for ~~KAJI~~ from its present channel ~~231C3~~ to a new channel ~~291A~~ at a new transmitter site. ~~and requests~~ that the license for ~~KAJI~~ be modified accordingly. ~~Fort~~ Bend Broadcasting Company ~~further~~ confirms its present intention and commitment that upon FCC approval of the new allotment, it will promptly file its application for ~~use~~ of the modified channel and upon authorization will diligently construct and operate the station ~~on its new~~ channel. ~~and proceed~~ to take any and all other actions necessary to implement such changes. I verify that this statement is ~~true~~ and ~~correct~~ to the best of my knowledge and is submitted in good ~~faith~~

FORT BEND BROADCASTING COMPANY

By

  
Roy E. Henderson, President

October 17, 2002

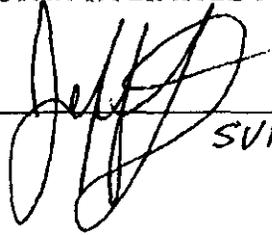
The Federal Communications Commission  
Washington, D.C.

Re: Consent to Channel Change in MB Docket 02-248

This is to confirm that Capstar TX Limited Partnership, licensee of Radio Station QVT(FM) hereby agrees and consents to the modification of its license for that facility as being proposed by New Ulm Broadcasting in its Counterproposal being filed in the above-captioned docket to specify a change of channel for KQVT from its present **222A** to a new channel **232A** at its present authorized site, and requests that the license for KQVT be modified accordingly. Capstar TX Limited Partnership, further confirms its present intention and commitment that upon FCC approval of the new allotment, it will promptly file an application for use of the modified channel and upon authorization will diligently construct and operate the station on its new channel, and proceed to take any and all other actions necessary to implement such changes. I verify that this statement is true and correct to the best of my knowledge and is submitted in good faith.

CAPSTAR TX LIMITED PARTNERSHIP

By: \_\_\_\_\_

  
SVP Engineering

New Ulm Broadcasting Company  
Counterproposal  
MB Docket No. 02-248  
October 21, 2002

**EXHIBIT 4**

**KEMA, Three Rivers, Texas  
Transmitter Site Relocation Agreement**

The Federal Communications Commission  
Washington, D. C.

Confirmation and Agreement

Roy E. Henderson, licensee of radio station KEMA, operating on channel 233C2 in Three Rivers, Texas, hereby confirms that an application has been placed on file with the FCC (20021021AA1) requesting a relocation of its transmitter site for KEMA in full conformance with the Counterproposal being filed by New Ulm Broadcasting Company in MB Docket 02-248, and Henderson further agrees and confirms that upon grant of his request by the FCC, that the transmitter site of KEMA will in fact be moved and relocated as so specified

By   
Roy E. Henderson  
Licensee of Radio Station KEMA

Date: October 21, 2002.

New Ulm Broadcasting Company  
Counterproposal  
MB Docket No. 02-248  
October 21, 2002

**ENGINEERING EXHIBIT**

**New Ulm Broadcasting  
1110 West William Cannon Drive  
Austin, TX 78745**

**Comments and Counterproposal  
MM Docket 02-248**

**October 2002**

**(c)2002  
F.W. Hannel, PE  
All Rights Reserved**

STATE OF ARIZONA            )  
                                  )  
COUNTY OF MARICOPA        )            SS:

F. W. Hannel, after being duly sworn upon oath,  
deposes and states:

He is a registered Professional Engineer, by  
examination, in the State of Illinois;

He is a graduate Electrical Engineer, holding  
Bachelor of Science and Master of Science degrees, both in  
Electrical Engineering;

His qualifications are a matter of public record and  
have been accepted in prior filings and appearances requiring  
scrutiny of his professional qualifications;

The attached Engineering Report was prepared by him  
personally or under his supervision and direction and;

The facts stated herein are true, correct, and  
complete to the best of his knowledge and belief.



October 21, 2002

---

F. W. Hannel, P.E.

F. W. Hannel, PE  
10733 East Butherus Drive  
Scottsdale, AZ 85259  
480) 585-7475  
Fax (815) 327-9559  
<http://fwhannel.com>

New Ulm Broadcasting  
1110 West William Cannon Drive  
Austin, TX 78745

Comments and Counterproposal  
MM Docket 02-248

## ENGINEERING STATEMENT

This firm has been retained by New Ulm Broadcasting, ("NUB"), Licensee of Radio Station KNRG(FM), New Ulm, Texas to prepare this engineering statement in support of its Comments and Counterproposal in the above captioned proceeding.

The Commission has proposed the allotment of FM Channel 280A to the small community of Smiley, Texas and has sought public comment on that proposal. New Ulm Broadcasting is opposed the assignment of FM Channel 280A to such a small community and requests that this Counterproposal be adopted and the proposal for Smiley, Texas be denied.

### Summary

This Counterproposal of NUB proposes a number of changes in the FM Table of Allotments that it believes will better serve the public interest than the assignment of a single Class A channel to the small community of Smiley, Texas. The petitioner is requesting that the Commission amend the FM Table of Allotments to upgrade the facilities of Radio Station KNRG(FM), New Ulm, Texas to specify operation on FM Channel 222C3 and modify the license to specify operation on the upgraded channel at Schulenburg, Texas.

The proposed upgrade and community of license change requested by NUB requires other minor changes in the FM Table of Allotments. Specifically, the requested changes are in conflict with a) the present facilities of Radio Station KYKM(FM), Yoakum, Texas, operating on FM Channel 223A<sup>1</sup>, b) the present facilities of Radio Station KQVT(FM), Victoria, Texas operating on FM Channel 222A<sup>1</sup> and c) the presently authorized facilities of Radio Station KNRG(FM) operating on FM Channel 222A at New Ulm, Texas.

Each of the above conflicts are being removed in this proposal by appropriate channel substitutions that remove all conflict with the proposed assignment of FM Channel 222C3 to the community of Schulenburg, Texas as is more fully described below.

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<sup>1</sup> Short spaced grandfathered Class A facilities are so designated by calling them A<sup>1</sup> facilities. These facilities are licensed under the provisions of Section 73.213 of the Commission's Rules and are authorized limited power of 3 kilowatts at antenna height 100 meters HAAT. Facilities that comply with Section 73.207 mileage separation requirements are authorized to operate with 6 kilowatts at antenna height 100 meters above average terrain.

## The Schulenburg Community Allotment

The city of Schulenburg, Texas has a population of 2699 persons according to the 2000 Census. It is located in Fayette County which has a 2000 Census population of 21,804 persons. The community is of considerable size and is fully qualified under the Commission's Rules as a recognizable community for allotment purposes and it is not located within or near an urbanized area. Therefore, the assignment of **FM** Channel 223C2 to the community does not trigger any Section 307(b) concerns.

The assignment of **FM** Channel 222C3 can be made to Schulenburg, Texas at allotment coordinates N2940-05, W96-47-49, in full conformance with the Commission's city grade illumination requirements and in full conformance with the minimum mileage separations of the Rules. The allotment site is 10.3 km from Schulenburg, Texas, (US Atlas coordinates N2940-54, W96 54 IO), and a transmitting facility operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the **F(50,50)** curves and both uniform earth and actual terrain.

Attached as Exhibit E-1 is a channel study which shows that **FM** Channel 222C3 can be assigned to the community in full compliance with the minimum mileage separation requirements at the allotment reference coordinates if a) **FM** Channel 223A<sup>+</sup> were relocated, b) **FM** Channel 222A<sup>+</sup>, Victoria, Texas were relocated, and c) if **FM** Channel 222A at New Ulm, Texas was relocated to insure that community continued to receive an aural service. Each of the relocations are more fully described below.

## The Yoakum Conflict

It is proposed that the presently assigned short spaced **FM** Channel 223A<sup>+</sup> at Yoakum, Texas be deleted, that **FM** Channel 280A be assigned to Yoakum, Texas and that the operating authority of Radio Station **KYKM(FM)** be modified to specify operation on the fully spaced **FM** Channel 280A. The licensee recognizes that the assignment of **FM** Channel 280A at Yoakum will require it to construct a new facility at a fully spaced site in order to operate on **FM** Channel 280A.

The assignment of **FM** Channel 280A can be made to the community of Yoakum, Texas at allotment reference coordinates N29-16-05, W97-10-25 in full conformance with the Commission's Rules. This allotment site is located 3.1 km from Yoakum, Texas, (US Atlas coordinates N29-17-15, W97-09-05), and a transmitting facility operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the **F(50,50)** curves and both uniform earth and actual terrain. Attached as Exhibit E-2 is a channel study that demonstrates that the proposed allotment fully satisfies the Commission's minimum mileage separation requirements.

Since the upgrade of **FM** Channel 222C3 at Schulenburg, Texas requires that **FM** Channel 223A<sup>+</sup> at Yoakum, Texas be replaced with **FM** Channel 280A that is being proposed for assignment to the small community of Smiley, Texas in this proceeding it is clear that this proposal is in direct conflict with the proposed rulemaking and is a properly filed counterproposal.

## The Victoria Conflict

The proposed assignment of FM Channel 222C3 at Schulenburg, Texas is short spaced to the present facilities of Radio Station KQVT(FM), Victoria, Texas. To remove this conflict it is proposed that a) the operating channel of KQVT(FM), Victoria, Texas be changed from FM Channel 222A<sup>2</sup> to FM Channel 232A<sup>3</sup>, b) that the allotment at Point Comfort, Texas be changed from FM Channel 231C3 to FM Channel 291A, c) that FM Channel 291A at Refugio, Texas be changed to FM Channel 222A<sup>4</sup>. The resolution of these conflicts is more fully described below.

The presently assigned FM Channel 222 X at Victoria, Texas is occupied by Radio Station KQVT(FM) and it is proposed that this station be moved to FM Channel 232A as a fully spaced facility. Attached as Exhibit E-3 is a channel study which shows that the proposed channel will meet all of the Commission's mileage separation requirements on FM Channel 232A with the exception of a) The licensed site of Radio Station KEMA(FM), Three Rivers, Texas is slightly short-spaced b) the proposed assignment is short spaced to 2 pending rulemakings<sup>5</sup> and c) the presently licensed site of Radio Station KTKY(FM), Refugio, Texas<sup>6</sup>

The facilities of Radio Station KQVT(FM) can be licensed on FM Channel 232A as is shown in the attached channel study, (Exhibit E-4), at its presently authorized site provided the short spaced facilities enumerated above are relocated. This change in channel for Radio Station KQVT(FM) would be a voluntary channel substitution for that licensee has consented to the change.

It is proposed that the FM Table of Allotments be modified with respect to the assignment of FM Channel 231C3 at Point Comfort, Texas and that FM Channel 291A be assigned to that community. Attached as Exhibit E 4 is a channel study which shows that the assignment of FM Channel 232A can be made to Point Comfort, Texas in full compliance with the Commission's Rules at an allotment site located at N28-38-21, W96-26-26. This allotment site is 12.5 km from the community of Point Comfort, Texas, (US Atlas coordinates N2840-46, W96-33-35), and a transmitting facility

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<sup>2</sup> The licensee of Radio Station KQVT(FM) operating on FM Channel 222A has agreed to change operating channel to FM Channel 232A as is proposed in this proceeding.

<sup>3</sup> FM Channel 232A at Victoria, Texas is short spaced to a pending rulemaking and to the authorized transmitter site of Radio Station KEMA(FM), Three Rivers, Texas. KEMA(FM) has agreed to relocate its transmitter site and has an application on file to specify a site that is fully spaced to the proposed assignment of FM Channel 232A at Victoria, Texas.

<sup>4</sup> Radio Station KTKY(FM) at Refugio, Texas is licensed on FM Channel 291C3 but has been ordered to Taft, Texas on FM Channel 293C2 in MM Docket 99-494. The presently licensed facility on FM Channel 291C3 can be licensed on FM Channel 222C3 at the present transmitter site of KTKY(FM) Refugio, Texas.

<sup>5</sup> The Commission has proposed the assignment of FM Channel 232A to Flatonia, Texas in MM Docket 00-148, and in another proposed rulemaking, MM Docket 01-105 it proposes the same channel allotment for Shiner, Texas. The two proposals are mutually exclusive and FM Channel 242A at can be assigned to either Flatonia or Shiner and the outcome of those proceedings will have no impact on this proposal.

<sup>6</sup> This facility has been granted a Construction Permit authorizing operation on FM Channel 292C2 at Taft, Texas as a result of a final Order in MM Docket 99-494. That Construction Permit carries a condition that program tests will not be granted until one of the assigned channels at Refugio is activated and a license for Taft, Texas will not be granted until a license is granted for one of the assigned channels at Refugio, Texas. In accordance with Commission policy, the proposed FM Channel 222A and FM Channel 222C3 can both be licensed at the present transmitter site of KTKY(FM).

operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the F(50,50) curves and both uniform earth and actual terrain.

It is proposed that the FM Table of Allotments be modified with respect to the assignment of FM Channel 242A at Yorktown, Texas and that FM Channel 291A be assigned to that community. Attached as Exhibit E-5 is a channel study which shows that the assignment of FM Channel 232A can be made to Yorktown, Texas in full compliance with the Commission's Rules<sup>7</sup> at an allotment site located at N28-53-11, W97-35-41. This allotment site is 13.8 km from the community of Yorktown, Texas, (US Atlas coordinates N28-58-50, W97-30-09), and a transmitting facility operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the F(50,50) curves and both uniform earth and actual terrain.

If FM Channel 291A were assigned to Yorktown, Texas, as is proposed here, FM Channel 242A is available to use as a substitute channel at either Flatonia or Shiner, Texas. It is not clear exactly how the Commission proposed the assignment of FM Channel 232A to both of those communities since they are mutually exclusive, however, that issue is not relevant here because FM Channel 242A can be assigned to either community as an alternate channel.

In MM Docket 00-148 the Commission proposed the assignment of FM Channel 232A to Flatonia, Texas as a first local service. It is requested that the Commission substitute FM Channel 242A in that proceeding, as a technically equivalent channel, at allotment coordinates N29-37-00, W97-12-44. These allotment coordinates are 12.8 km from Flatonia, Texas, (US Atlas coordinates N29-41-15, W97-06-29), and a transmitting facility operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the F(50,50) curves and both uniform earth and actual terrain. See Exhibit E-6.

For some reason the Commission has also proposed the assignment of FM Channel 232A to the community of Shiner, Texas as a first local service and this proposal is mutually exclusive with the proposed assignment of that same channel to Flatonia, Texas. While it is unclear as to how these two proposals are related, NUB is proposing that FM Channel 242A be substituted for FM Channel 232A in the Shiner, Texas proceeding. The proposed assignment of FM Channel 242A to Shiner, Texas can be made at allotment reference coordinates N29-28-09, W97-16-12 and Attached as Exhibit E-6 is a channel study which shows that the assignment can be made to Shiner, Texas in full compliance with the Commission's Rules at the allotment site. This allotment site is 11.0 km from the community of Shiner, Texas, (US Atlas coordinates N29-25-43, W97-10-13), and a transmitting facility operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the F(50,50) curves and both uniform earth and actual terrain. See Exhibit E-7.

The remaining short spacing for the assignment of FM Channel 232A at Victoria, Texas is the present assignment of FM Channel 233C2 at Three Rivers, Texas. That licensee has agreed to move the transmitter site for that facility and has an application

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<sup>7</sup> FM Channel 291A is also being proposed for Point Comfort, Texas at N28-38-21, W98-26-26. This channel is also fully spaced to the proposed assignment of FM Channel 291A at Yorktown.

pending for a site located at N28-44-20, W98-10-46). This site is fully spaced to the transmitter site for FM Channel 232A at Victoria, Texas.

Finally, it is proposed that the facilities of Radio Station KTKY(FM), Refugio, Texas be changed to specify operation on FM Channel 222C3 at its present transmitter site. This channel substitution is an equivalent channel move and would be an involuntary channel change for KTKY(FM). Attached as Exhibit E-8 is a channel study conducted from the presently authorized site of KTKY(FM) and this exhibit clearly shows that the presently licensed facilities on FM Channel 291C3 satisfies all of the Commission's mileage separation requirements if the channel were changed to FM Channel 221C3.

### The New Ulm, Texas Replacement Channel

It is proposed that the FM Table of Allotments be amended to assign FM Channel 283A to New Ulm, Texas to insure that a local service remains after the present FM Channel 222A is upgraded and moved to Schulenburg, Texas as a first local service. FM Channel 283A can be assigned to New Ulm, Texas at reference coordinates N29-46-02, W96-27-45. This allotment site is located 14.1 km from New Ulm, Texas, (US Atlas coordinates N29-53-31, W96-29-23), and a transmitting facility operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the F(50,50) curves and both uniform earth and actual terrain. Attached as Exhibit E-9 is a channel study that demonstrates that the proposed assignment of FM Channel 283A to New Ulm, Texas fully complies with the Commission's mileage separation requirements with the lone exception of a short spacing to Radio Station KZAM(FM), Ganado, Texas operating on FM Channel 284C2.

It is proposed that the operating authority of Radio Station KZAM(FM) at Ganado, Texas be amended to specify operation on FM Channel 235C2 at a new transmitter site. FM Channel can be assigned to Ganado, Texas at allotment reference site N28-54-03, W96-44-57. This site is located 27.7 km from Ganado, Texas, (US Atlas coordinates N29-02-24, W96-30-48), and a transmitting facility operating from this allotment site with full facilities of this class of station will fully illuminate the community of license with a 70 dbu signal using the F(50,50) curves and both uniform earth and actual terrain. Attached as Exhibit E-10 is a channel study which shows that the proposed allotment complies with the Commission's minimum mileage separation requirements if KVIC(FM), Victoria, Texas were relocated to FM Channel 284C3.

In order to assign FM Channel 235C2 to Ganado, Texas it is proposed that the presently assigned FM Channel 236C3 occupied by Radio Station KVIC(FM) at Victoria, Texas be changed to FM Channel 284C3. The replacement channel 284C3 at Victoria, Texas can be assigned at the presently licensed transmitter site of Radio Station KVIC(FM) as is shown in the attached Exhibit E-11. This study assumes that the facilities at Ganado, Texas are modified to specify operation on FM Channel 235C2 at the present KZAM(FM) transmitter site.

With the changes outlined above<sup>1</sup>, all conflicts with the assignment of FM Channel 283A to New Ulm, Texas are resolved and the assignment can be made in full compliance with the Commission's Rules. The channel change for Radio Station KVIC(FM) would be an involuntary change in channel.

### **Gain/loss Study**

Attached as Exhibit E-12 is a gain **loss** study for the proposed assignment of FM Channel 223C3 at Schulenburg, Texas. From this exhibit it can be seen that Schulenburg is located in an area that does not receive any aural reception services and the assignment of FM Channel 222C3 to the community would not only provide Schulenburg with a first local service but the assignment would also provide the first reception service to a large area around Schulenburg.

The assignment of FM Channel 222C3 would provide coverage to an area of 4,754 square kilometers containing 42,630 persons. The present assignment at New Ulm, Texas provides service to an area of 2,521 square kilometers containing 27,842 persons. The Schulenburg assignment, if adopted, would provide an increase in coverage increase 188 percent area coverage and an increase of 153 percent increase in population within its 60 dbu contour.

The only service **loss** is in a small area north of New Ulm containing approximately 630 square kilometers and 3400 people. This **loss** area has a number of reception services and, considering the white area covered by the Schulenburg assignment, the Schulenburg assignment offers the most public service benefits and the most efficient distribution of the aural services.

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<sup>8</sup> Essentially this is a channel swap between Radio Station KZAM(FM), operating on FM Channel 284C2 and Radio Station KVIC(FM), which operates on FM Channel 236C3. Both stations remain operating with the same class with only a slight transmitter relocation required for the Ganado, Texas facility for FM Channel 235C2.

In view of the foregoing, it is respectfully requested that the Commission amend the **FM** Table of Allotments as follows:

Community	Present	Proposed
Schulenburg, Texas		223C3
Yoakum, Texas	223A	280A
New Ulm, Texas	222A	283A
Ganado, Texas	284C2	235C2
Victoria, Texas	222A, 236C1 <sup>9</sup> , 254C1 265A, 300C1	232A, 254C1, 265A, 284C3, 300C1
Point Comfort	231C3	291A
Refugio, Texas	263A, 291A	222A <sup>10</sup> , 263A
Yorktown, Texas	242A	291 A

### Summary

The changes proposed serve the public interest and this counterproposal should be adopted. The counterproposal as outlined above carries a number of public interest benefits that include a) The assignment of a first local aural facility to the deserving community of Schulenburg, Texas, b) the removal of a grandfathered short spaced Class A facility at Yoakum, Texas, c) the removal of a grandfathered short spaced Class A facility at Victoria, Texas. Additionally, the assignment of **FM** Channel 223C3 to Schulenburg, Texas as is proposed here would provide service to a substantial white area that includes the community of Schulenburg. These benefits are vastly superior to the originally filed proposal seeking the assignment of **FM** Channel 280A to the small village of Smiley, Texas and the proposal of NUB should be adopted and the proposal of Linda Crawford should be denied.

<sup>9</sup>The FM Table of Allotments has an error in the listing of FM Channel 236C1 assignment at Victoria, Texas. This channel was downgraded in connection with an upgrade application at Comfort, Texas, to 236C3 and the Table has not been amended accordingly.

<sup>10</sup> Radio Station KTKY(FM) at Refugio, Texas is licensed on FM Channel 291C3 but has been ordered to Taft, Texas on FM Channel 293C2. This licensed site at Refugio, Texas can be licensed on FM Channel 222C3 at the present transmitter site of KTKY(FM) as has been shown.

New Ulm Broadcasting  
 1110 West William Cannon Drive  
 Austin, TX 78745

**Comments and Counterproposal**  
**MM Docket 02-248**

FM Channel 222C3  
 Schulenburg, Texas

N29-40-05 W96-47-49

**Exhibit E-1**

Callsign	State	City	Channel	Class	Status	Distance—km	Sep	Clr
KNRG	TX	NEW ULM	222A		LIC	29.09	142	-112.91
KNRG	TX	NEW ULM	222A		USE	36.68	142	-105.32
KQVT	TX	VICTORIA	222A		USE	97.77	142	-44.23
KQVT	TX	VICTORIA	222A		LIC	101.5	142	-40.5
KQVT	TX	VICTORIA	222A		CP	101.47	142	-40.53
KYKM	TX	YOAKUM	223A		LIC	52.01	89	-36.99
KYKM"	TX	YOAKUM	223A		USE	56.8	89	-32.2
KRTS	TX	SEABROOK	221C1		LIC	144.23	144	0.23
KKLB	TX	ELGIN	223A		LIC	88.94	89	-0.06
KRTS	TX	SEABROOK	221C1		CP MOD	144.23	144	0.23
871124MX	TX	ELGIN	223A		USE	90.94	89	1.94
KRTS	TX	SEABROOK	221C1		USE	147.51	144	3.51
KMBV	TX	NAVASOTA	223A		USE	105.1	89	16.1
KZRC	TX	MARKHAM	223A		CP MOD	108.77	89	19.77
KZRC	TX	MARKHAM	223A		LIC	108.77	89	19.77
981010MD	TX	MARKHAM	223A		USE	108.56	89	19.56
KMBV	TX	NAVASOTA	223A		LIC	108.05	89	19.05
KMBV	TX	NAVASOTA	223A		CP	109.61	89	20.61
None'	TX	GONZALES	220A		APP	66.19	42	24.19
KTSR	TX	COLLEGE STATION	221A		LIC	115.29	89	26.29
KKLB	TX	ELGIN	224C3		APP	69.47	43	26.47
	TX	ELGIN	224C3		APP	69.47	43	26.47

New Uln Broadcasting  
1110 West William Cannon Drive  
Austin, TX 78745

**Comments and Counterproposal**  
MM Docket 02-248

FM Channel 280A  
Yoam, Texas

N29-16-05 W97-10-25

Exhibit E-2

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
	Tx	<b>SMILEY</b>	<b>280A</b>		APP	35.31	115	-79.69
KRBE	TX	HOUSTON	281C		LIC	165.01	165	0.01
KRBE	TX	HOUSTON	281C		USE	165.01	165	0.01
KRBE	TX	HOUSTON	281C		LIC	165.01	165	0.01
KXCS	TX	CAMERON	280C2		LIC	166.06	166	0.06
KXCS	TX	CAMERON	280C2		USE	166.74	166	0.74
KRBE	TX	HOUSTON	281C		APP	164.86	165	-0.14
KOUL	TX	SINTON	279C1		USE	139.07	133	6.07
KOUL	TX	SINTON	279C1		LIC	139.07	133	6.07
KEYI-FM	TX	SAN MARCOS	278C		LIC	110.01	95	15.01
KEYI-FM	TX	SAN MARCOS	278C		USE	110.01	95	15.01
KMFR	TX	PEARSALL	281C1		LIC	166.22	133	33.22
	TX	GOLIAD	282A		APP	85.19	31	34.19
KMFR*	TX	PEARSALL	281C1		USE	172.02	133	39.02
KMFR	TX	PEARSALL	281C1		CP MOD	172.03	133	39.03

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FM Channel 232A  
Victoria, Texas

N28-46-03 W96-59-1 ■

Exhibit E-3

Callsign	State	City	Channel	Class	Status	Distance_km	Sep	Clr
KAJI	Tx	POINT COMFORT	231C3	C3	LIC	26.91	89	-62.09
KAJI	Tx	POINT COMFORT	231C3	C3	CP	32.26	89	-56.74
	Tx	SHINER	232A	A	APP	77.26	115	-37.74
KAJI	<b>TX</b>	POINT COMFORT	231C3	C3	USE	63.19	89	-25.81
	TX	FLATONIA	232A	A	APP	96.65	115	-18.35
KEMA	TX	THREE RIVERS	<b>233C2</b>	C2	LIC	103.33	106	-2.67
KTBZ-FM	TX	HOUSTON	233C	C	USE	169.29	165	4.29
KTBZ-FM	TX	HOUSTON	233C	C	LIC	169.29	<b>165</b>	4.29
KAMX	TX	LULING	234C	C	USE	119.85	95	24.85
KTBZ-FM	TX	HOUSTON	233C	C	LIC	191.91	165	26.91
KEMA	TX	THREE RIVERS	<b>233C2</b>	C2	USE	143.61	106	37.61

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FM Channel 291A  
Point Comfort, Texas

N28-38-21 W96-26-26

Exhibit E-4

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
KTKY	Tx	REFUGIO	291C3		USE	89.72	142	-52.28
KTKY	TX	REFUGIO	291C3		LIC	93.89	142	<b>-48.1</b>
KTKY'	<b>TX</b>	REFUGIO	291A		APP	91.24	115	-23.76
<b>KTTX</b>	Tx	<b>BRENHAM</b>	291C2		USE	172.36	166	6.36
KTTX	TX	BRENHAM	291C2		LIC	<b>191.55</b>	166	25.55
NEW	<b>TX</b>	VICTORIA	<b>288</b>	LP100	APP	56.91	29	27.91
NEW	TX	VICTORIA	<b>288</b>	LP100	APP	57.56	29	28.56

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FM Channel 291A  
Yorktown, Texas

N28-53-11 W97-35-41

Exhibit E-5

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
KTKY	TX	REFUGIO	291c3		USE	71.62	142	-70.38
KTKY*	<b>TX</b>	REFUGIO	291A		APP	63.62	115	-51.38
KTKY	TX	REFUGIO	291C3		LIC	91.04	142	-50.96
KCJZ	TX	TERRELL HILLS	294C		LIC	95.4	95	0.4
KQQT	TX	GONZALES	<b>292C3</b>		LIC	89.22	89	0.22
KCJZ	Tx	TERRELL <b>HILLS</b>	294C		USE	95.4	95	0.4
KTKO	TX	BEEVILLE	<b>289C3</b>		LIC	50.64	42	8.64
KTTX	<b>TX</b>	BRENHAM	291C2		USE	175.23	<b>166</b>	9.23
KTKO	TX	<b>BEEVILLE</b>	<b>289C3</b>		USE	53.59	42	11.59
	Tx	GEORGE WEST	292A		APP	87.68	72	15.68
<b>KTTX</b>	TX	BRENHAM	291C2		LIC	191.15	166	25.15
NEW	Tx	VICTORIA	288LP100		APP	59.01	29	30.01
NEW	<b>TX</b>	VICTORIA	288LP100		APP	59.68	29	30.68

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**FM** Channel 242A  
 Flatonia, Texas

N29-37-00 W97-12-44

**Exhibit E-6**

Callsign	State	City	Channel	Class	Status	Distance—km	Sep	Clr
	TX	YORKTOWN	242A		APP	67.52	115	-47.48
KHMX	TX	HOUSTON	243C		USE	164.97	165	-0.03
KHMX	TX	HOUSTON	<b>243C</b>		LIC	164.97	165	-0.03
	TX	EDNA	241C3		APP	93.08	89	4.08
KXXM	TX	SAN ANTONIO	241C1		USE	137.38	133	4.38
KGUL	TX	EDNA	241C3		USE	93.08	89	4.08
KGUL	TX	EDNA	241C3		LIC	93.08	89	4.08
KXXM	TX	SAN ANTONIO	241C1		LIC	137.38	133	4.38
	TX	LAGO VISTA	<b>243C2</b>		APP	113.3	<b>106</b>	7.3
	TX	LAGO VISTA	<b>243C2</b>		APP	113.3	106	7.3
	TX	GARWOOD	241A		APP	80.71	72	8.71
KIOX-FM	TX	EL CAMPO	<b>245C1</b>		USE	93.35	75	18.35
	TX	GEORGETOWN	<b>244C1</b>		APP	96.67	75	21.67
KHFI-FM	TX	GEORGETOWN	<b>244C1</b>		LIC	96.67	75	21.67
	TX	GEORGETOWN	<b>244C1</b>		APP	113.3	75	38.3

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FM Channel 242A  
Shiner, Texas

N28-29-09 W97-16-12

Exhibit E-7

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
	TX	YORKTOWN	242A		APP	50.23	115	-64.77
	TX	EDNA	241C3		APP	89.05	89	0.05
KGUL	TX	EDNA	241C3		LIC	89.05	89	0.05
KGUL	TX	EDNA	241C3		USE	89.05	89	<b>0.05</b>
KXXM	TX	SAN ANTONIO	241C1		LIC	133.11	133	0.11
KXXM	TX	SAN ANTONIO	241C1		USE	133.11	133	0.11
KHMX	TX	HOUSTON	243C		LIC	171.04	165	6.04
KHMX	TX	HOUSTON	243C		USE	171.04	165	6.04
	TX	GARWOOD	241A		APP	81.42	72	9.42
KIOX-FM	TX	EL CAMPO	245C1		USE	89.2	75	14.2
	TX	LAGO VISTA	243C2		APP	124.32	<b>106</b>	18.32
	TX	LAGO VISTA	243C2		APP	124.32	106	18.32
KHFI-FM	TX	GEORGETOWN	244C1		LIC	107.56	75	32.56
	<b>TX</b>	GEORGETOWN	244C1		APP	107.56	75	32.56
KHMC	TX	GOLIAD	240C2		APP	88.37	55	33.37
KIOX-FM	TX	EL CAMPO	245C1		LIC	109.06	75	34.06

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FM Channel 22C3  
Refugio, Texas

N28-08-15 W97-12-45

Exhibit E-8

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
KQVT	TX	VICTORIA	222A		LIC	73.25	142	-68.75
KQVT	<b>TX</b>	VICTORIA	222A		<b>CP</b>	73.27	142	-68.73
KQVT	TX	VICTORIA	222A		USE	76.71	142	-65.29
KTNR	TX	KENEDY	221A		LIC	93.86	89	4.86
KTNR	<b>TX</b>	KENEDY	221A		USE	93.86	89	4.86
KTNR	TX	KENEDY	221A		APP	93.86	89	4.86
KOPY-FM	TX	ALICE	221A		USE	94.35	89	5.35
KOPY-FM	TX	ALICE	221A		APP	<b>94.35</b>	89	5.35
KOPY-FM	TX	ALICE	221A		LIC	94.35	89	5.35
KKBA	TX	KINGSVILLE	<b>224C2</b>		LIC	63.71	<b>56</b>	7.71
KKBA	TX	KINGSVILLE	<b>224C2</b>		CP MOD	63.71	56	7.71
KBNJ	TX	CORPUS CHRISTI	<b>219C3</b>		LIC	57.36	43	14.36
KKBA	TX	KINGSVILLE	<b>224C2</b>		USE	74.65	56	18.65
None	TX	PORT OCONNOR	<b>220C3</b>		APP	66.72	43	23.72
990218MA	TX	PORT OCONNOR	<b>220C3</b>		APP	81.63	43	38.63

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FM Channel 283A  
New Ulm, Texas

N29-46-02 W96-27-45

Exhibit E-9

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
KZAM	TX	GANADO	284	C2	USE	90.15	106	-15.85
KZAM	TX	GANADO	284	C2	LIC	98.16	106	-7.84
KRBE	TX	HOUSTON	281	C	LIC	94.61	95	-0.39
KRBE	TX	HOUSTON	281	C	USE	94.61	95	-0.39
KRBE	TX	HOUSTON	281	C	LIC	94.61	95	-0.39
KZEP-FM	TX	SAN ANTONIO	283	C1	LIC	199.7	200	-0.3
KZEP-FM	TX	SAN ANTONIO	283	C1	USE	199.7	200	-0.3
KKYS	TX	BRYAN	284	C2	USE	106.64	106	0.64
KKYS	TX	BRYAN	284	C2	LIC	105.58	106	-0.42
KRBE	TX	HOUSTON	281	C	APP	94.71	95	-0.29
KQBT	TX	TAYLOR	282	C2	LIC	114.16	106	8.16
KQBT	TX	TAYLOR	282	C2	CP	114.16	106	8.16
KBUK	TX	LA GRANGE	285	A	LIC	41.05	31	10.05
KBUK	TX	LA GRANGE	285	A	USE	41.05	31	10.05
KQBT	TX	TAYLOR	282	C2	USE	126.27	106	20.27
KPTY	TX	ROSENBERG	285	A	LIC	69.13	31	38.13
KPTY	TX	ROSENBERG	285	A	USE	69.92	31	38.92

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FM Channel 235C2  
Ganado, Texas

N28-54-03 W96-44-57

**Exhibit E-IO**

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
KVIC	TX	VICTORIA	236	C1	USE	22.95	158	-135.05
KVIC	Tx	VICTORIA	236	C3	LIC	22.92	117	-94.08
KAMX	TX	LULING	234	C	USE	122.79	188	-65.21
KAMX	TX	LULING	234	C	LIC	187.63	188	-0.37
KAMX	TX	LULING	234	c	LIC	187.62	188	-0.38
NEW	Tx	VICTORIA	288	LP100	APP	25.36	12	13.36
NEW	TX	VICTORIA	288	LP100	APP	25.97	12	13.97
	TX	SHINER	232	A	APP	74.82	55	19.82
	TX	EAGLE LAKE	237	C3	APP	79.84	56	23.84
KBSO	TX	CORPUS CHRISTI	234	C3	LIC	141.85	117	24.85
880310MU	TX	CORPUS CHRISTI	234	C3	USE	149.72	117	32.72
KTbz-FM	TX	HOUSTON	233	C	USE	141.82	105	36.82
KTbz-FM	TX	HOUSTON	233	C	LIC	141.82	105	36.82
	Tx	FLATONIA	232	A	APP	91.22	55	36.22

New Ulm Broadcasting  
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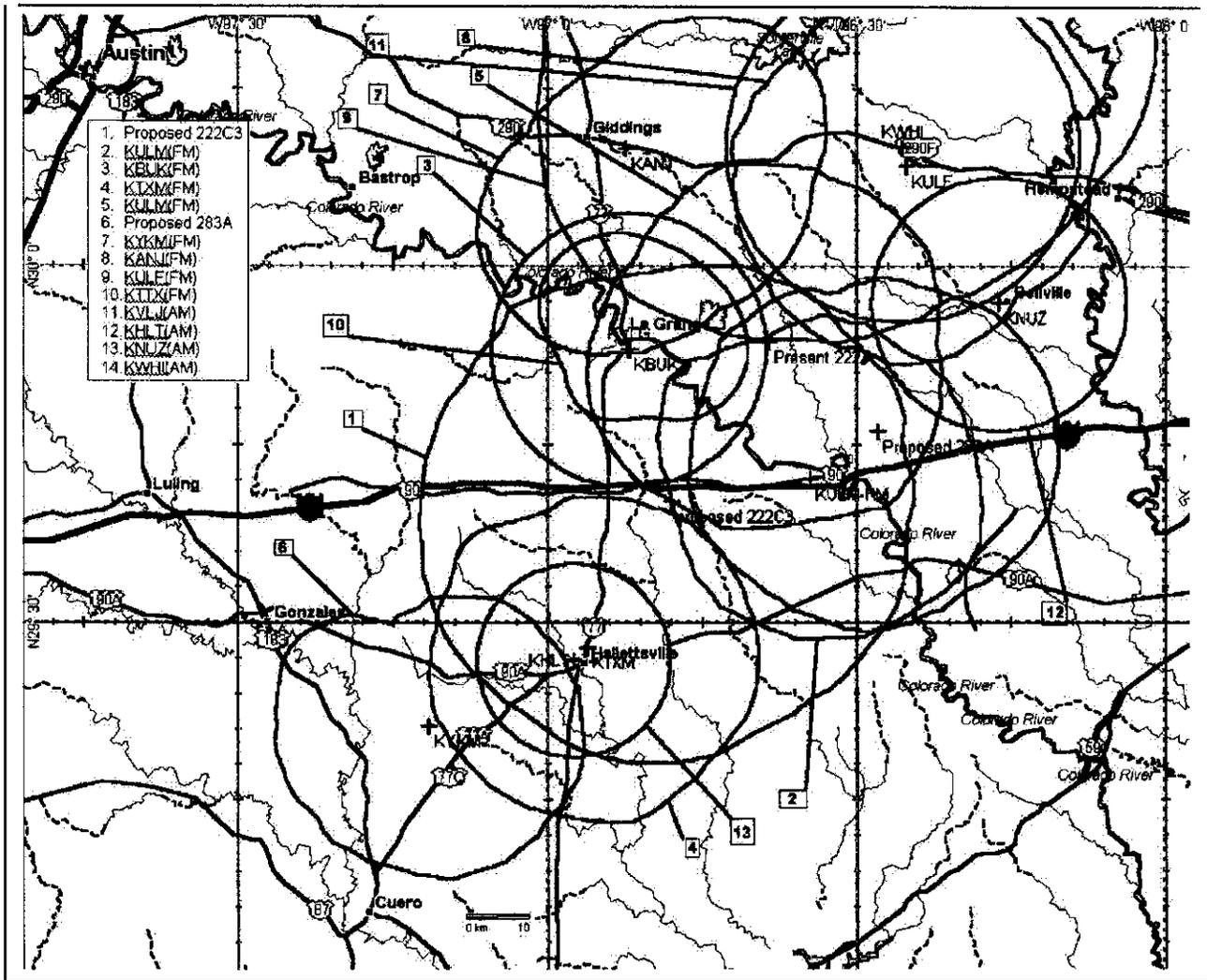
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**FM Channel 284C3**  
 Victoria, Texas

**N28-46-55 W96-56-29**

Exhibit E-I1

Callsign	State	City	Channel	Class	Status	Distance-km	Sep	Clr
KZAM	<b>TX</b>	GANADO	<b>284C2</b>		LIC	22.39	177	-154.61
KZAM	TX	GANADO	<b>284C2</b>		USE	48.35	177	-128.65
	TX	GOLIAD	282A		APP	43.96	42	1.96
KMAT	TX	SEADRIFT	<b>286C2</b>		USE	62.1	56	6.1
KMAT	TX	SEADRIFT	<b>286C2</b>		CP	62.1	56	6.1
KPUS	TX	GREGORY	<b>283C3</b>		LIC	105.03	99	<b>6.03</b>
881027MK	TX	GREGORY	<b>283C3</b>		USE	105.03	99	6.03
KAJI	TX	POINT COMFORT	231C3		LIC	22.56	14	8.56
KAJI	TX	POINT COMFORT	231C3		CP	27.94	14	13.94
	<b>TX</b>	ROBSTOWN	<b>285C2</b>		USE	135.48	117	18.48
KMAT	TX	SEADRIFT	<b>286C3</b>		LIC	62.1	43	19.1
KZEP-FM	TX	SAN ANTONIO	<b>283C1</b>		USE	166.03	144	22.03
KZEP-FM	TX	SAN ANTONIO	<b>283C1</b>		LIC	166.03	144	22.03
KMIQ	TX	ROBSTOWN	<b>285C2</b>		CP MOD	147.06	117	30.06
KBUK	TX	LA GRANGE	285A		LIC	122.2	89	33.2
KBUK	TX	LA GRANGE	285A		USE	122.2	89	33.2



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Gain Loss Study

Exhibit E-12

CERTIFICATE OF SERVICE

I, Robert J. Buenzle, do hereby certify that copies of the foregoing Comments and Counterproposal have been served by United States mail, postage prepaid this 21st day of October, 2002, upon the following:

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Assistant Chief, Audio Division  
Office of Broadcast License Policy  
Media Bureau  
Federal Communications Commission  
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445 12th Street SW  
Washington, D.C. 20554

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Smiley Petitioner

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Radio Station KVIC  
8023 Vantage Dr.  
Suite 840  
San Antonio, Texas 78230

Pacific Broadcasting of Missouri, LLC  
Radio Station KTKY  
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Clayton, Missouri 63105

David P. Garland  
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Houston, Texas 77023  
Stargazer Broadcasting, Inc.

Maurice Salsa  
5615 Evergreen Valley Drive  
Kingwood, Texas 77345

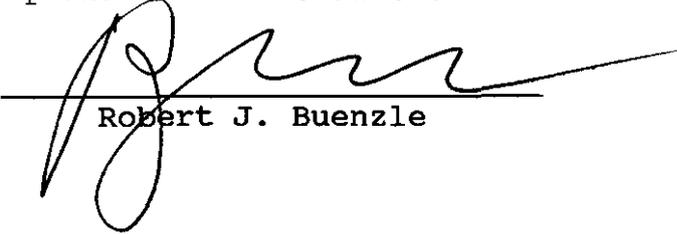
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Robert J. Buenzle