

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FILED/ACCEPTED
JAN 19 2007

Federal Communications Commission
Office of the Secretary

In the Matter of)
)
Amendment of Section 73.202(b),) MB Docket No. ____
FM Table of Allotments,) RM-____
FM Broadcast Stations.)
(Humboldt, Nebraska))

To: Office of the Secretary
Attn: Chief, Audio Division

PETITION FOR RULE MAKING

Cumulus Licensing LLC ("Cumulus") hereby requests the allotment Channel 272C3 to Humboldt, Nebraska in order to maintain that community's first local service.¹ If this Petition is granted, Cumulus will file an application for 272C3 at Humboldt, and will construct the facilities if its application is granted. The following table summarizes the changes requested in this Petition:

City	Channel	
	Existing	Proposed
Humboldt, Nebraska	244C3 ²	272C3

As demonstrated in the Technical Exhibit, Channel 272C3 can be allotted to Humboldt consistent with Section 73.207 the Commission's Rules with respect to all existing and proposed

¹ Pursuant to *Revision of Procedures Governing Amendments to FM Table of Allotments and Changes of Community of License in the Radio Broadcast Services*, 21 FCC Rcd 14212 (2006) ("*Streamlining R&O*"), Cumulus is contemporaneously filing a Form 301 application for this proposal.

² Channel 244C3 is being changed to Channel 245C2 and re-allotted to Effingham, Kansas.

MB - 07-02

domestic allotments and facilities. See Exhibit 1. A 70 dBu signal can be provided to Humboldt from the proposed reference coordinates. See Exhibit 2.

This Petition for Rule Making is being filed in order to ensure that Humboldt retains local service and that 18 persons do not lose a potential second aural service. Cumulus, the permittee of Channel 244C3 at Humboldt (the "Station"), is filing an application to move the channel to Effingham, Kansas as that community's first local service. Accordingly, Cumulus requests that the Commission treat this petition as a "hybrid" filing. See para. 17 of the *Streamlining R&O*. The Commission has already determined that Humboldt is a community for allotment purposes by virtue of the allotment of Channel 244C3 to Humboldt.³

For the foregoing reasons, Cumulus respectfully requests that the Commission allot 272C3 to Humboldt, Nebraska.

Respectfully submitted,
CUMULUS LICENSING, LLC

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Its Attorneys

January 19, 2007

³ 13 FCC Red 22177 (1998).

PETITION FOR RULE MAKING
CUMULUS LICENSING LLC
ALLOT CHANNEL 272C3
HUMBOLDT, NEBRASKA
January 2007

TECHNICAL STATEMENT

1. This technical statement and attached exhibits were prepared on behalf of Cumulus Licensing LLC ("Cumulus"). Cumulus herein requests the Commission amend §73.202(b) of the rules by allotting Channel 272C3 to Humboldt, Nebraska. Cumulus herein states that, once the Commission allots this proposed channel to Humboldt, Nebraska, it will participate in the future auction process seeking authority to construct the new Humboldt facility.

PROPOSAL

2. Channel 272C3 can be allotted to Humboldt, Nebraska at North Latitude 40° 09' 51" and West Longitude 95° 56' 40", without the imposition of a site restriction. Attached as Exhibit #1 is a §73.207 spacing study which shows that, from the proposed allocation site, Channel 272C3 meets the Commission's minimum distance separation requirements to all licensed, applied for or proposed facilities. Exhibit #2 is a map which shows that from the proposed allocation site, a 70 dBu contour is placed over all of the community of Humboldt, Nebraska.

3. Therefore, Cumulus proposes the following change to §73.202(b) of the rules:

Humboldt, Nebraska

Present	Proposed
244C3 ¹	272C3

1) Cumulus is proposing a community of license change which will move Channel 244C3 to Channel 245C2 with a new community of license of Effingham, Kansas.

PUBLIC INTERESTS

4. The allotment of Channel 272C3 to Humboldt, Nebraska will allow the community to retain its first potential FM facility. A maximum Class C3 facility, from the proposed reference site, will provide a 60 dBu contour to 29,845 persons in 4,802.9 square kilometers.² As noted above, Cumulus will participate in the future auction for this new channel at Humboldt, Nebraska.

5. The foregoing technical statement was prepared on behalf of Cumulus Licensing LLC by Graham Brock, Inc., its Technical Consultants. All information contained herein is true and accurate to the best of our belief and knowledge. All data relating to FM channels and facilities was extracted from the CDBS database. We assume no liability for errors or omissions in that database which may be adverse to the information contained herein.

2) Assuming uniform terrain.

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CUMULUS LICENSING LLC
ALLOT CHANNEL 272C3
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EXHIBIT #1

Allocation Study for Channel 272C3 Humboldt, Nebraska
Using Proposed Allocation Site as Reference

REFERENCE	CLASS = C3 Int = B	DISPLAY DATES
40 09 51.0 N.	Current Spacings	DATA 01-13-07
95 56 40.0 W.		SEARCH 01-15-07
----- Channel 272 - 102.3 MHz -----		

Call	Channel	Location	Ant	Azi	Dist	FCC	Margin
Lat.	Lng.			Power	HAAT		
RADD	ADD 272C3	Humboldt		NE 0.0	0.00	142.0	-142.00
	39 04 20.0	94 35 45.0		25.000 kW	100 M		
	Cumulus Licensing LLC						
RADD	ADD 271C0	Kansas City		MO 136.0	167.65	163.0	4.65
	39 04 20.0	94 35 45.0		100.000 kW	450 M		
	Big Country Of Missouri, Inc.						
KBLS	LIC 273C1	North Fort Riley		KS 208.7	153.24	144.0	9.24
	38 57 05.0	96 47 45.0	CN	100.000 kW	150 M		
	MCC Radio, LLC BLH-19921230KB						
RADD	ADD 271C0	Kansas City		MO 133.0	173.77	163.0	10.77
	39 05 26.0	94 28 18.0		100.000 kW	450 M		
	Big Country of Missouri, Inc.						
KCKC	LIC 271C0	Kansas City		MO 133.0	173.77	163.0	10.77
	39 05 26.0	94 28 18.0	C	100.000 kW	341 M		
	Wilks License Company-Kansas BLH-20010920AAG						
KLTQ	LIC 270C0	Lincoln		NE 348.1	100.61	87.0	13.61
	41 03 01.0	96 11 33.0	C	100.000 kW	365 M		
	Waitt Omaha, LLC BLH-20020214AAE						
KZSR	LIC 272C1	Onawa		IA 350.7	226.35	211.0	15.35
	42 10 29.0	96 23 13.0	CN	100.000 kW	196 M		
	NRG License Sub, LLC BLH-19951120KG						
KFRX	LIC 274C1	Lincoln		NE 320.6	94.67	76.0	18.67
	40 49 12.0	96 39 29.0	CN	100.000 kW	131 M		
	Three Eagles of Lincoln, Inc. BLH-6363						
KRNY	LIC 272C1	Kearney		NE 282.2	250.57	211.0	39.57
	40 36 08.0	98 50 21.0	C	79.000 kW	331 M		
	NRG License Sub, LLC BMLH-20020430AAL						
AP2389	APP 219A	Marysville		KS 244.6	75.81	12.0	63.81
	39 52 12.0	96 44 45.0	CX	0.250 kW	87 M		
	American Family Association BNPED-20000127AAO						

Graham Brock, Inc. - Broadcast Technical Consultants

Reference
Latitude: 40-09-51 N
Longitude: 095-56-40 W
ERP: 25.00 kW
Channel: 272C3
Frequency: 102.3 MHz
AMSL Height: 432.34 m
Horiz. Pattern: Omni
Vert. Pattern: No
Prop Model : None

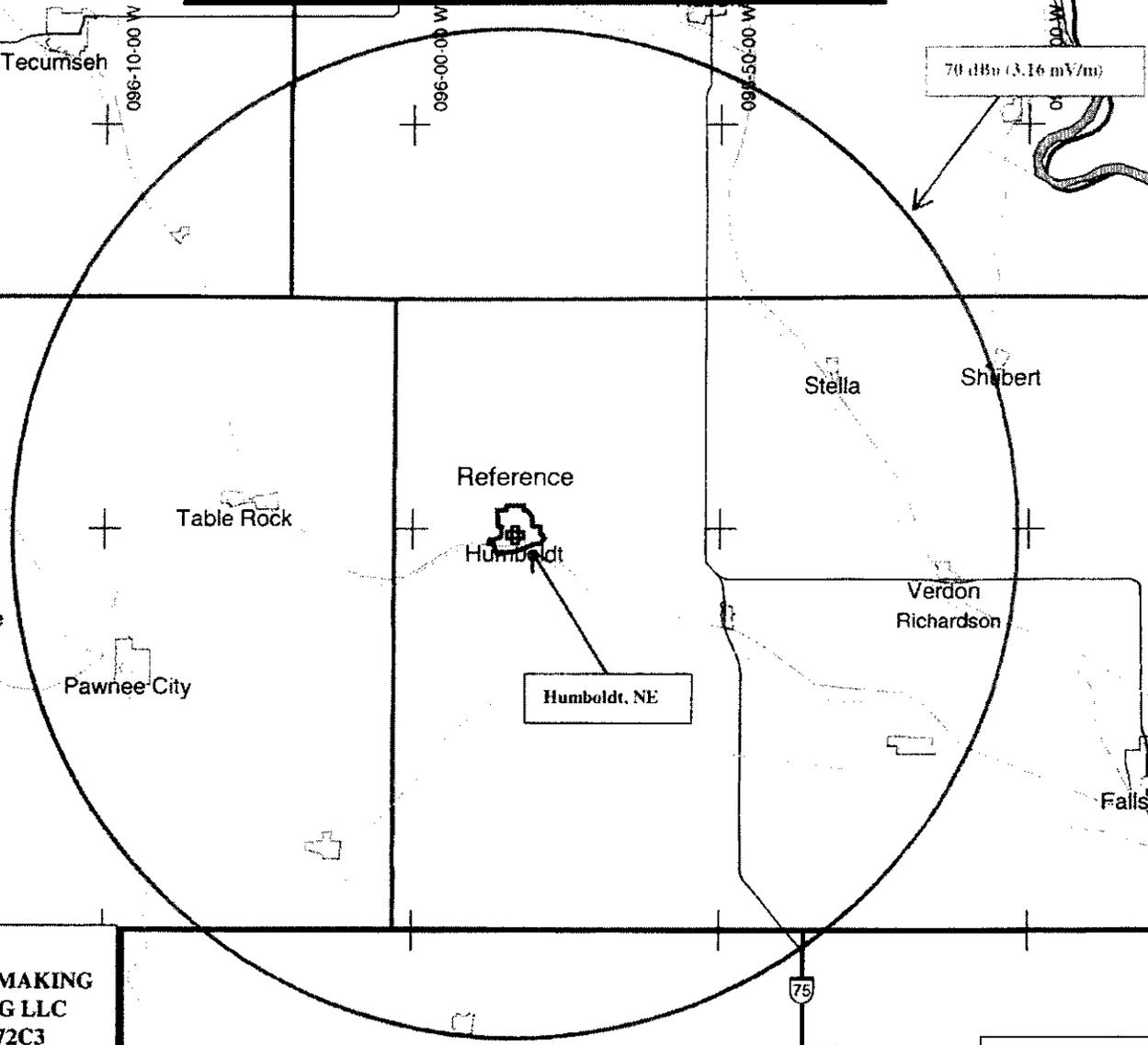
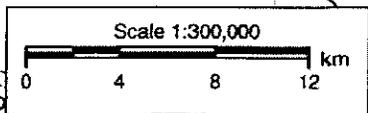


EXHIBIT #2
PETITION FOR RULE MAKING
CUMULUS LICENSING LLC
ALLOT CHANNEL 272C3
HUMBOLDT, NEBRASKA
January 2007



AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

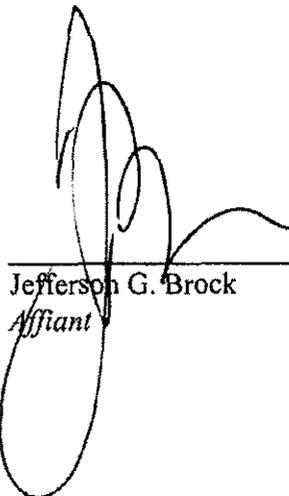
State of Georgia)
St. Simons Island) ss:
County of Glynn)

JEFFERSON G. BROCK, being duly sworn, deposes and says that he is an officer of Graham Brock, Inc. Graham Brock has been engaged by Cumulus Licensing LLC to prepare the attached Technical Exhibit.

His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 15th day of January 2007.



Jefferson G. Brock
Affiant

*Sworn to and subscribed before me
this the 15th day of January 2007*



Notary Public, State of Georgia
My Commission Expires: September 3, 2007