

Calvary Chapel of Twin Falls, Inc.

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February 3, 2004

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

RE: Special Operating Condition #3, K288DR, BPFT-20031029ACQ
Desert Hot Springs, CA - Facility ID #72006

Dear Ms. Dortch,

The outstanding Construction Permit for K288DR issued January 27, 2004 contains as condition #3, the requirement for antenna impedance measurements on the antenna pattern of broadcast station KXPS (AM) Thousand Palms, CA.

The K288DR translator has previously been installed on an existing 11 meter pole and K288DR has been in operation and licensed, at this site since, 1982. On October 9, 2003 K288DR was granted license BLFT-20030729ABL to operate with 7 watts ERP. The outstanding CP BPFT-20031029ACQ specifies another .003kW of power utilizing a vertical only, omni directional transmit antenna, the only changes made to the existing Licensed station K288DR. The ½ inch Cablewave hard line, with a vertical run of 10 meters, remains bonded to and mounted on this 11 meter pole and will not be replaced with this CP. Due to the near nature of the transmission line run for the pole, and given that the transmission line is electrically bonded to the pole in several places, electrically breaking up the line, making it unlikely to be a re-radiator of medium waves, the transmission line has had no effect on the AM pattern of KXPS in the past and it is doubtful that it will have any effect with the installation of this new transmit antenna and slight increase of ERP. Further study shouldn't be necessary.

Since the stipulation states that "prior to construction of the tower", which does not apply to licensee as this pole has been located at this site at least since Calvary Chapel of Twin Falls, Inc. has been licensee of K288DR in 1996. Also there are conditions that do not apply to licensee (but rather the attachment of electrically identical transmission line to an existing tower/pole, which has not changed), the stipulation for that reason alone should be removed. Taking into account of all the aforementioned reasons, Calvary Chapel of Twin Falls, Inc. respectfully requests the removal of the special operating condition #3 from the outstanding construction permit for K288DR, Desert Hot Springs, CA BPFT-20031029ACQ.

Sincerely,



Lois L. Mills

Calvary Chapel of Twin Falls, Inc.