

**EXHIBIT 1**  
**Amendment to BMPED-20000907AAH**

The Sections of the Application for a Minor Modification of Construction Permit (File No. BMPED-20000907AAH) amended by this filing are Section VII, paragraphs 4-7. These amendments reflect a change in the proposed height of the antenna.

Consistent with the Application for Minor Modification of the Construction Permit and this Amendment, the attached application to modify the Antenna Structure Registration has been filed.<sup>1</sup> Also attached is FAA Study No. 02-ASW-3297-OE, dated August 8, 2002 supporting the application to modify the Antenna Structure Registration.

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<sup>1</sup> The ASR application was filed by the tower owner as a paper filing by sending it to the FCC by certified mail on or about August 15, 2002. As of the date of the filing of this Amendment, the ASR database does not yet reflect the filing of the attached application.

FCC 854  
Main Form

Approved by OMB 3060-0139  
Est. Public Burden per Response: 30 minutes

**FCC Application for Antenna Structure Registration**

Purpose of Filing (Select only one) ( MD )

1) NE - Registration of an antenna structure that has not been registered MD - Modification of registered antenna structure CA - Cancel Registered Structure AU - Administrative Update DI - Notification of antenna structure dismantlement (structure no longer exists)	WD - Withdraw pending application(s) for registration AM - Amend pending application for registration NT - Required Construction/Alteration Notification DU - Request for Duplicate Registration - no changes OC - Ownership Change
2A) For purpose codes WD or AM, provide the file number of the pending application currently on file with the FCC.	
2B) If purpose codes of MD, CA, AU, DI, NT, DU or OC, provide FCC Antenna Structure Registration Number.	1041566
2C) If purpose code is MD or NT, provide date constructed or last altered (mmddyyyy).	1965
2D) If purpose code is DI, give date of dismantlement (mmddyyyy).	

**Antenna Structure Ownership Information**

3) Owner/Assignee FCC Registration Number (FRN):		Resort Television Cable Company 0005-0280-30	
4) Assignor FCC Registration Number (FRN):		0005-0280-30	
5) Legal Owner of Structure/Assignee (if individual):	First Name	MI:	Last Name: Suffix:
6) Business Name (if other than individual): Resort Television Cable Company			
7) Attention To: JP Morbeck			
8) P.O. Box:	And/Or	9) Street Address:	115 East Capitol Ave.
10) City: Little Rock	11) State: AR	12) ZIP Code: 72201	
13) Telephone Number: (501) 378-3529		14) E-Mail Address: JPMorbeck@wehco.com	

**Contact Representative Information (If the Owner/Assignee is a business or contact representative is different from the Owner/Assignee)**

15) First Name:	MI:	Last Name:	Suffix:
16) Business Name:			
17) P.O. Box:	And/Or	18) Street Address:	
19) City:	20) State:	21) ZIP Code:	
22) Telephone Number: ( )		23) E-Mail Address:	

**Antenna Structure**

24) NAD 83 Antenna Structure Latitude (DD-MM-SS.S): 34-30-18.09 ( N ) N or S		25) NAD 83 Antenna Structure Longitude (DDD-MM-SS.S): 093-04-43.11 ( W ) E or W	
26) Address or Geographical Location: West Mountain Road			
27) City: Hot Springs			28) State: AR
29) Elevation of site above mean sea level (refer to 'a' in antenna structure examples):			387 4 meters
30) Overall (highest) height above ground (AGL) of antenna structure INCLUDING all appurtenances (antennas, dishes, lightning rods, obstruction lighting, etc.) (refer to 'c' in antenna structure examples):			89 6 meters
31) Overall height above mean sea level (sum total of items 29 and 30):			477 0 meters
32) Overall height above ground (AGL) of the supporting structure itself WITHOUT appurtenances (refer to 'b' in antenna structure examples):			475 77 meters
33) Indicate the code for the type of structure on which antenna will be mounted: (i.e. pole, building, water tank, silo, tower, etc.) (See instructions.)			Tower
34-35) If type of structure is an Array, provide coordinates for center of array below:			
34) NAD 83 Array Center Latitude (DD-MM-SS.S): ( ) N or S		35) NAD 83 Array Center Longitude (DD-MM-SS.S): ( ) E or W	

**FAA Notification**

36) FAA Study Number: 02-ASW-3297-OE	37) Date Issued (mmddyyyy): 08/08/02
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**Environmental Assessment**

38) ( N ) Yes No Would a Commission grant of Authorization for this location be an action, which may have a significant environmental effect? See Section 1.1307 of 47 CFR. If 'Yes', submit an environmental assessment as required by 47 CFR, Sections 1.1308 and 1.1311.

**Certification Statements**

1) The applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.

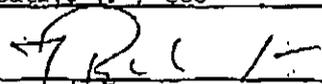
2) The applicant certifies that neither the applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 882, because of a conviction for possession or distribution of a controlled substance. See Section 1.2002(b) of the rules, 47 CFR § 1.2002(b), for the definition of "party to the application" as used in this certification.

**Signature**

39) Typed or Printed Name of Party Authorized to Sign

First Name: J	MI: P.	Last Name: Moxback	Suffix:
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40) Title: Executive VP / COO

41) Signature: 

42) Date: 8/15/02

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, Section 1001) AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).**

Federal Aviation Administration  
Southwest Region  
Air Traffic Division, ASW-520  
Fort Worth, TX 76193-0520

AERONAUTICAL STUDY  
No: 02-ASW-3297-0E  
PRIOR STUDY  
No: 01-ASW-7535-0E

ISSUED DATE: 08/08/02

JP MORBECK  
RESORT TELEVISION CABLE CO., INC.  
115 EAST CAPITOL AVE.  
LITTLE ROCK, AR 72201

**\*\* DETERMINATION OF NO HAZARD TO AIR NAVIGATION \*\***

The Federal Aviation Administration has completed an aeronautical study under the provisions of 49 U.S.C., Section 44718 and, if applicable, Title 14 of the Code of Federal Regulations, part 77, concerning:

Description: TOP MOUNT ON EXISTING TOWER (90.1 MHZ @ 38 KW ERP)

Location: HOT SPRINGS AR  
Latitude: 34-30-18.09 NAD 83  
Longitude: 093-04-43.11  
Heights: 294 feet above ground level (AGL)  
1565 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure would have no substantial adverse effect on the safe and efficient utilization of the navigable airspace by aircraft or on the operation of air navigation facilities. Therefore, pursuant to the authority delegated to me, it is hereby determined that the structure would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

-As a condition to this determination, the structure should be marked and/or lighted in accordance with FAA Advisory Circular 70/7460-1K Change 1, Obstruction Marking and Lighting, Chapters 3 (Marked), 4, 5 (Red), & 12.

-It is required that the enclosed FAA Form 7460-2, Notice of Actual Construction or Alteration, be completed and returned to this office any time the project is abandoned or:

\_\_\_ At least 10 days prior to start of construction  
(7460-2, Part I)

Within 5 days after construction reaches its greatest height  
(7460-2, Part II)

This determination expires on 03/17/04 unless:

- (a) extended, revised or terminated by the issuing office or
- (b) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case the determination expires on the date prescribed by the FCC for completion of construction or on the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE POSTMARKED OR DELIVERED TO THIS OFFICE AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE.

-As a result of this structure being critical to flight safety, it is required that the FAA be kept apprised as to the status of this

project. Failure to respond to periodic FAA inquiries could invalidate this determination.

This determination is subject to review if an interested party files a petition on or before 09/07/02. In the event a petition for review is filed, it must contain a full statement of the basis upon which it is made and be submitted in triplicate to the Manager, Airspace & Rules Division, ATA-400 Federal Aviation Administration, Washington, D.C. 20591.

This determination becomes final on 09/17/02 unless a petition is timely filed. In which case, this determination will not become final pending disposition of the petition. Interested parties will be notified of the grant of any review.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, frequency(ies) or use of greater power will void this determination. Any future construction or alteration, including increase in heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

This aeronautical study considered and analyzed the impact on existing and proposed arrival, departure, and en route procedures for aircraft operating under both visual flight rules and instrument flight rules; the impact on all existing and planned public-use airports, military airports and aeronautical facilities; and the cumulative impact resulting from the studied structure when combined with the impact of other existing or proposed structures. The study disclosed that the described structure would have no substantial adverse effect to air navigation.

An account of the study findings, aeronautical objections received by the FAA during the study (if any), and the basis for the FAA's decision in this matter can be found on the following page(s).

A copy of this determination will be forwarded to the Federal Communications Commission if the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at 817-222-5534. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 02-ASW-3297-0E.

  
Robert Stevens  
Manager, Airspace Branch

(DNH)

7460-2 Attached  
Attachment

3.

**AERONAUTICAL STUDY NUMBER 02-ASW-3297-OE**

The proposed construction would be located approximately 1.84 nautical miles (NM) northeast of Memorial Field, Hot Springs, Arkansas. It would exceed the obstruction standards of Title 14, Code of Federal Regulations (CFR), part 77 as follows:

Section 77.23(a)(2) by 94 feet, i.e., a height greater than 200 feet above ground level within 3 NM as applied to Memorial Field.

Section 77.23(a)(5) by 875 feet - a height exceeding the Memorial Field horizontal surface.

Public notice was not issued because the proposed structure would be located approximately 1268 feet west of the proposed 500-foot AGL (1750-foot AMSL) structure studied in aeronautical study 01-ASW-4454-OE. It would have no greater effect on aeronautical operations and procedures than the previously studied structure and the basis for the determination issued in the previous study is appropriately applicable in the current study. Additionally, the current study actually represents a lowering of the proposed height of the structure studied in 01-ASW-7935-OE, for which a Determination of No Hazard was issued at 309 feet AGL (1566 feet AMSL).

With regard to instrument flight rules (IFR), aeronautical study disclosed that the proposed structure would have no effect on any existing or planned arrival, departure, or en route IFR operations, procedures, or minimum flight altitudes.

Study for possible visual flight rules (VFR) effect disclosed that the proposed structure would have no effect on any existing or proposed arrival or departure VFR operations or procedures. It would not conflict with airspace required to conduct normal VFR traffic pattern operations at any known public use or military airports. In addition, the proposed structure would not penetrate those altitudes normally considered available to airmen for VFR en route flight.

The cumulative impact of the proposed structure, considered in combination with existing structures, is not considered significant. Study disclosed no adverse cumulative effect on existing or proposed public-use or military airports or navigational facilities. Likewise, the study revealed no adverse cumulative effect on the capacity of any known existing or planned public-use or military airport.

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In view of these findings, it is determined that the proposed construction would not have a substantial adverse effect on the safe and efficient utilization of the navigable airspace by aircraft or on any air navigation facility and would not be a hazard to air navigation.

APPROVED FOR THE BOARD  
DATE: 8/28/02