

### AGREEMENT REGARDING INTERFERENCE

This Agreement Regarding Interference (the "Agreement") is entered into this 29 day of September, 2021, by and between Chehalis Valley Educational Foundation ("CVEF"), licensee of noncommercial FM station KACS, Chehalis, Washington, and Clover Park Technical College ("CPTC"), licensee of noncommercial FM station KVTI, Tacoma, Washington.

WHEREAS, CVEF desires to modify the facilities of KACS so as to improve service to the public; and

WHEREAS, the modifications that CVEF proposes to make to KACS would cause interference to the signal of KVTI in a small area around the KACS transmitter site within which there is no population; and

WHEREAS, CPTC is willing to accept interference to reception of the signal of KVTI as proposed by CVEF; then

THEREFORE, in consideration of the mutual promises made herein, the parties agree as follows.

1. As soon as it is commercially reasonable to do so after the execution of this Agreement, each party will submit an application to the Federal Communications Commission ("FCC"), requesting a waiver of Section 73.509 of the FCC's rules, and proposing as follows:

(a) CVEF will propose facilities for KACS materially the same as described in the accompanying attachment (the "KACS Application"); and

(b) with no change to its presently authorized facilities for KVTI, as described in the accompany attachment, CPTC will propose to accept the interference caused to the KVTI signal by the KACS facilities proposed in the KACS Application (the "KVTI Application").

2. The parties shall cooperate to promptly file their respective applications and to take appropriate measures as may be necessary to prosecute and defend them. The parties acknowledge that the FCC will impose a freeze on the filing of such applications as of 11:59 p.m. Eastern time on October 4, 2021.

3. CVEF shall reimburse CPTC for the reasonable necessary or prudent engineering and/or legal expenses it incurs in the preparation, filing and prosecution of the KVTI Application.

4. CVEF shall promptly take measures to eliminate or mitigate any interference to the reception of the KTVI signal caused by the facilities proposed in the KACS Application in any populated area outside of the area predicted to receive interference in the KACS Application.

5. CVEF shall make airtime available on its network of noncommercial stations for spot

messages (not to exceed 60 seconds in length) that promote CPTC's educational programs. CVEF shall provide time for five such spots per day, on a run-of-schedule basis, to begin airing within 30 days after the facilities resulting from the KACS Application have been authorized and become operational and continuing until the earlier of December 31, 2025, or the permanent termination of broadcasts from the facilities resulting from the KACS Application or materially similar facilities. CPTC shall be responsible for the cost of producing the spots. The parties will cooperate with each other in good faith to ensure that the spots are compatible with the style and format of CVEF's network.

The spot messages shall not slander or libel any person, shall not violate the provisions of the Communications Act of 1934 or of the FCC's rules and regulations, and shall not violate the intellectual property, publicity or privacy rights of any third party. CVEF shall retain ultimate discretion as to the acceptability of all spot messages.

In witness whereof and intending to be legally bound, the authorized representatives of the parties have executed this Agreement below to be effective as of the date first written above.

**CHEHALIS VALLEY EDUCATIONAL FOUNDATION**

BY: 

Name (print): Cameron Beierle

Title: Secretary-Treasurer CVEF/6M KACS

**CLOVER PARK TECHNICAL COLLEGE**

BY: 

Name (print): Lisa R Beach

Title: Interim Vice President - Finance & Administration

**KVTI technical facility (no change other than coordinate adjustment to match ASR)**

Channel	215
Class	C1
ASR	1034250
Coordinates (NAD83)	47-09-38.0 122-34-39.0
Site elevation	103 meters AMSL
Tower height	75 meters AGL
Antenna height	67 meters AGL 170 meters AMSL 111 meters HAAT
ERP	51 kilowatts (17.08 dBk)
Directional pattern	(omnidirectional)

**KACS technical facility at Capitol Peak**

Channel	213	
Class	C2	
ASR	none, not required	
Coordinates (NAD83)	46-58-24.1 123-08-17.0	
Site elevation	810 meters AMSL	
Tower height	48.8 meters AGL	
Antenna height	46 meters AGL 856 meters AMSL 656 meters HAAT	
ERP	570 watts (-2.44 dBk)	
Directional pattern (used to protect KGIO 213A Astoria)	0.0, 1.000	190.0, 0.531
	10.0, 1.000	200.0, 0.422
	20.0, 1.000	210.0, 0.335
	30.0, 1.000	215.0, 0.299
	40.0, 1.000	220.0, 0.335
	50.0, 1.000	230.0, 0.422
	60.0, 1.000	240.0, 0.531
	70.0, 1.000	250.0, 0.668
	80.0, 1.000	260.0, 0.841
	90.0, 1.000	270.0, 1.000
	100.0, 1.000	280.0, 1.000
	110.0, 1.000	290.0, 1.000
	120.0, 1.000	300.0, 1.000
	130.0, 1.000	310.0, 1.000
	140.0, 1.000	320.0, 1.000
	150.0, 1.000	330.0, 1.000
	160.0, 1.000	340.0, 1.000
	170.0, 0.841	350.0, 1.000
	180.0, 0.668	