

## **EXHIBIT 12**

### **Waiver Request of Section 74.1204**

W229AE Lynchburg, VA 10Watts ERP

Minor Modification

December 2009

Calvary Chapel of Twin Falls, Inc.

The proposed site is contained entirely inside the service contour of second-adjacent NEW FM Application BNPH-20091019ACI, Lynchburg, VA

### **NEW FM App**

The proposed site is contained entirely inside the service contour of second-adjacent NEW FM Applications BNPH-20091019ACI, 229A, 1.75kW, Lynchburg, VA. The level of least arriving protected F(50,50) signal at the proposed transmitter site of BNPH-20091019ACI is in excess of 140-dBu and using the Undesired-to-Desired method for calculating proposed interference, the interfering contour is 180-dBu (free-space contour method employed). The interfering signal would, in the worst case at the maximum radial, extend less than 1 meter from the center of radiation. This interference contour does not touch the ground and is not in a populated area on Chandler's Mountain. Because there are no businesses, residences or major roadways located within this interfering contour, Calvary Chapel of Twin Falls, Inc. respectfully requests a waiver of the FM translator contour overlap regulations with respect to second-adjacent NEW FM application BNPH-20091019ACI.