

April 6, 2004

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

Re: Construction Permit Application for Minor Change in Licensed Facilities
Cumulus Licensing LLC
Station KMAJ-FM, Shawnee, Kansas
Facility Identifier Number: 42012
**CONTINGENT WITH CONSTRUCTION PERMIT APPLICATION
FOR MINOR CHANGE IN LICENSED FACILITIES OF
STATION KMJK(FM), LEXINGTON, MISSOURI
STATION KRLK(FM), STOCKTON, MISSOURI
STATION KCVK(FM), OTTERVILLE, MISSOURI**

Dear Ms. Dortch:

Pursuant to Section 73.3517(e) of the Commission's Rules, Cumulus Licensing LLC ("Cumulus"), licensee of Station KMAJ-FM, Shawnee, Kansas, by its counsel, submits its application for minor modification of construction permit on FCC Form 301 to implement MB Docket No. 03-26. This application is contingent with the simultaneously filed construction permit applications for Stations KMJK, KRLK and KCVK. A contingent applications narrative is enclosed to clarify the contingency among these construction permit applications.

It should be noted that Cumulus or its affiliate company, which has the same parent, is the licensee, approved assignee, or proposed assignee of all four stations. For the two stations, KCVK and KRLK, of which Cumulus is not yet the licensee, a consent statement is submitted as an exhibit to the application.

An FCC Form 159 which designates an American Express card account number for payment of the Three Thousand Ten Dollars (\$3,010.00) required filing fees will be submitted electronically.

Please contact me if you have any questions about this Contingent Application.

Sincerely,



Mark N. Lipp
(Counsel to Cumulus Licensing LLC)

The present application is one of four related, simultaneously filed applications submitted for processing under Section 73.3517(e) of the Commission's Rules (the contingent application rule). The four applications request minor modifications to the facilities of radio Stations KMAJ-FM, Shawnee, Kansas, KMJK, Lexington, Missouri, KCVK, Otterville, Missouri and KRLK, Stockton, Missouri. The KMAJ-FM application is filed to implement MB Docket No. 03-26. The application process and the subsequent construction and implementation is being coordinated by Cumulus Licensing LLC ("Cumulus"), which in each case is either the licensee, an affiliate company with the same parent, or an approved assignee or proposed assignee.¹

The KCVK and KRLK modification applications are filed with the consent of the licensees under Section 73.3517(a) of the Commission's Rules. See attached Consent Statements. The KMAJ-FM modification application is filed by Cumulus, the licensee. The KMJK application is filed by an affiliate licensee, Cumulus KC Licensing Corp., which has the same parent. Cumulus hereby requests that the Commission process the four modification applications together, and take action on all applications simultaneously.

The contingent application rule requires that the contingent minor modification applications be accompanied by a copy of the agreement to make coordinated facility modifications. *See* 47 C.F.R. § 73.3517(e). In this case, Cumulus anticipates that it will become the licensee of all four of the radio stations whose facilities are being modified, pursuant to the assignment applications discussed above, before these applications are granted. Thus, there is no need for a facilities modification agreement to coordinate the facilities modifications.

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¹ Cumulus is the licensee of KMAJ-FM. Cumulus KC Licensing Corp. is the licensee of KMJK. An application proposing to assign the license of KRLK from KRLK Radio, Inc. to Cumulus (File No. BALH-20040115AAU) has been granted but not consummated yet. On February 20, 2004 an application proposing to assign the license of KCVK from Lake Area Educational Broadcasting Foundation to Cumulus (File No. BALED-20040220AAC) was filed with the FCC.