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March 26, 2003

Marlene H. Dortch, Esq.
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: **Application for License to Cover Construction Permit and Request for
Program Test Authority**
Cumulus Licensing Corp.
KQTP(FM), St. Marys, Kansas
Facility ID Number: 60034
File Number: BPH-20020722AAC

Dear Ms. Dortch:

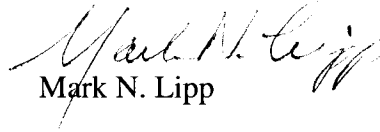
Transmitted herewith on behalf of Cumulus Licensing Corp. ("Cumulus"), licensee of Station KQTP(FM), St. Marys, Kansas, is its application for a broadcast station license, on FCC Form 302-FM, to cover construction authorized in the construction permit identified by the file number given above. This facility utilizes a directional antenna, therefore, Cumulus is currently operating KQTP(FM) at fifty percent (50%) of the authorized effective radiated power until such time as this license application is processed by the Commission. *See* Section 73.1620(a)(3) of the Commission's Rules. Accordingly, Cumulus respectfully requests that the Commission process this application as soon as possible so that it may begin to operate the Station at its full authorized power.

The KQTP(FM) construction permit contained a condition, Condition number 6, which required Station WIBW(AM) to be notified prior to "construction of the tower." There was no new tower construction related to this construction permit. Furthermore, all antenna components and transmission line were placed within the existing framework of the tower. In addition, Cumulus' technical consultant contacted Station WIBW(AM) regarding the construction. The licensee of WIBW(AM) told Cumulus' technical consultant that the construction has had no effect on the radiation pattern of its AM station, and has agreed to provide a letter "waiving" the need for a partial proof of performance. This letter will be submitted in a supplement once it is received. Additionally, the construction permit recently issued for co-owned Station KWIC(FM), Topeka, Kansas, which will be located on the very same tower as KQTP(FM), did not include any such condition. Finally, the distance between the WIBW(AM) and KQTP(FM) towers is 2.85 kilometers. *See* Attachment A. When this distance is considered with all of the factors presented above Cumulus believes that the Commission should eliminate Condition Number 6.

Marlene H. Dortch, Esq.
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Kindly address any questions about this Application to undersigned counsel for Cumulus Licensing Corp.

Sincerely,



Mark N. Lipp

Attachment A

Find Distance and Azimuths Between 2 Sets of Coordinates -- Results

Distance between

N Latitude 39 3 50.00, W Longitude 95 45 49.00 (Point 1)

and N Latitude 39 5 5.00, W Longitude 95 46 58.00 (Point 2)

2.847 kilometers; 1.769 miles

Azimuth from point 1 to point 2 = 324.46°

Azimuth from point 2 to point 1 = 144.45°

[Another Distance Computation?](#)

Use [Sprong](#) to find the terminal or end coordinates, given a bearing and a distance.

This program is located at <http://www.fcc.gov/fcc-bin/audio/distance.html>