

[Exhibit 12]

Non-Interference Compliance

For an Open Site

Regarding FCC File Number: BNPFT-20030317LOX

Channel: 237

Description of Exhibit 12 Contents

This exhibit demonstrates that the proposed facility complies with contour overlap and interference protection provisions in all the applicable rule sections and that this application for a construction permit is in full compliance with 47 CFR 74.1204.

Page 2 of this exhibit is an explanation of the tabulated data, which is included as evidence on page 3 of this exhibit.

Page 3 of this exhibit is the tabulated data from the interference analysis, which shows all stations that this application must consider for contour protection. These tabulated values were generated using high resolution 3 arc second terrain data for the best possible accuracy.

Let it be noted that should any actual real world interference occur, the applicant certifies that it will promptly suspend operation of this translator in accordance with 47 CFR 74.1203.

Explanation of Frequency Finder Results

The interference analysis for this application was performed using the "Frequency Finder" module in RadioSoft's Comstudy, version 2.2.

Frequency Finder analyzes data taken directly from the FCC's FM database and looks for prohibited overlap with contours of adjacent stations and prohibited proximity to stations 53 or 54 channels from the proposed station (IF) using 3 arc second terrain data and the FCC's contour algorithms. The results tabulated are the stations returned from that analysis. (Note: Because Comstudy was looking at the FCC's FM database, it took into account the proposed translator when doing the analysis and returned it in the tabulated results. For the sake of simplicity, that record has been deleted from all tabulated results.)

The first several columns of the table are self-explanatory. They give various data on the stations in question. The column labeled "Clr" gives the proposed translator's "clearance" with respect to the tabulated station, either in dB or km. The values listed with no units are given in km and are for stations located on an IF to the proposed site's channel.

A negative value in the "Clr" column does NOT necessarily represent prohibited contour overlap as explained below.

A negative value listed in the "Clr" column would indicate either overlap of interference and protected contours or prohibited proximity to an IF station except in the following situations:

- Since the proposed station's Effective Radiated Power (ERP) is 62 watts, a negative value in km (no units listed in the table) does not represent a violation of the CFR, according to 47 CFR 1204(g), which states that "FM translator stations and booster stations operating with less than 100 watts ERP will be treated as class D stations and will not be subject to intermediate frequency separation requirements."

- A second or third adjacent LP100 station cannot represent a violation of the CFR, as 47 CFR 74.1204(a)(4) requires protection of only co-channel and first adjacent LP100 stations.

- 47 CFR 74.1204(a) requires only the protection of "AUTHORIZED commercial or noncommercial educational FM broadcast stations, FM translators, ..." Any entry with a status listed as "RSV," "USE" or "APP" does not represent an authorized station and therefore is not protected under 47 CFR 74.1204. The one exception is the case of LP100 applications. The note to 47 CFR 74.1204(a)(4) states that "LPFM applications and permits that have not yet been licensed must be considered as operating with the maximum permitted facilities." Therefore, any first adjacent or co-channel LP100 station, no matter the status, is protected.

Frequency Finder

Callsign	State	City	Channel	ERP_w	Licensee	ARN	Class	Status	Distance_km	Clr	Facility_id
KMIT	SD	MITCHELL	290	0	SAGA COMMUNICATIONS OF SOUTH DAKOTA, LLC		C1	USE	0.03	-22	43239
KMIT	SD	MITCHELL	290	100000	SAGA COMMUNICATIONS OF SOUTH DAKOTA, LLC	BLH20010919AAS	C1	LIC	19.82	-2.2	43239
KMIT	SD	MITCHELL	290	100000	SAGA COMMUNICATIONS OF SOUTH DAKOTA, LLC	BPH20010104AAX	C1	CP	19.82	-2.2	43239
NEW	SD	HURON	237	250	EDGEWATER BROADCASTING INC.	BNPFT20030317LNU	D	APP	74.88	7.22 dB	148215
NEW	SD	REDFIELD	237	205	EDGEWATER BROADCASTING INC.	BNPFT20030317LQL	D	APP	142.01	23.76 dB	148219
NEW	SD	WATERTOWN	237	170	EDGEWATER BROADCASTING INC.	BNPFT20030317LVJ	D	APP	149.51	25.48 dB	148222
KSQB-FM	SD	DELL RAPIDS	239	25000	L A RADIO, INC.	BLH19981028KE	C3	LIC	97	25.71 dB	76903
NEW	NE	O NEILL	237	92	EDGEWATER BROADCASTING INC.	BNPFT20030317HRX	D	APP	146.52	26.25 dB	147658
KLXS-FM	SD	PIERRE	237	49000	SORENSEN BROADCASTING CORPORATION	BLH19951212KB	C2	LIC	200.4	30.64 dB	60860
KGLI	IA	SIOUX CITY	238	100000	CLEVELAND RADIO LICENSES, LLC	BMLH19891211KC	C1	LIC	190.5	31.43 dB	8771
KWOA-FM	MN	WORTHINGTON	236	100000	THREE EAGLES OF LUVERNE, INC.	BLH4646	C1	LIC	188.2	32.59 dB	48972
NEW	SD	ABERDEEN	237	115	EDGEWATER BROADCASTING INC.	BNPFT20030317LGU	D	APP	196.85	34.80 dB	148212
KNEN	NE	NORFOLK	234	100000	CENTRAL RADIO, INC.	BLH19790320AC	C1	LIC	199.26	37.33 dB	9954
KQAA	SD	ABERDEEN	235	100000	CLEAR CHANNEL BROADCASTING LICENSES, INC.	BLH19990329KE	C1	LIC	199.02	38.28 dB	9672