

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Office of  
Broadcast License Policy, Media Bureau.*  
[FR Doc. 02-15667 Filed 6-20-02; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 02-1413; MB Docket No. 02-143; RM-10392]

#### Radio Broadcasting Services; Lebanon, Speedway, IN

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comment on a petition for rulemaking filed on behalf of Radio One, licensee of Station WYJZ(FM), Lebanon, Indiana, proposing to reallocate Channel 265A from Lebanon, Indiana, to Speedway, Indiana, and modify the license of Station WYJZ(FM) to reflect the changes. Specific questions raised concern population losses and gains, whether the reallocation will result in a preferential arrangement of allotments and the independence of Speedway as a community within the Indianapolis Urbanized Area. Channel 265A can be allotted at petitioner's requested site 4.9 kilometers (3.0 miles) southeast of the community at coordinates NL 39-46-10 and WL 86-13-45.

**DATES:** Comments must be filed on or before August 5, 2002, and reply comments on or before August 20, 2002.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: J. Richard Carr, 5528 Trent Street, Chevy Chase, MD 20815.

**FOR FURTHER INFORMATION CONTACT:** Victoria M. McCauley, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 02-143, adopted, June 5, 2002, and released June 14, 2002. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center at Portals II, CY-A257, 445 Twelfth Street, SW., Washington, DC. This document may also be purchased from the Commission's duplicating contractors,

Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

### List of Subjects in 47 CFR Part 73

Radio broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

##### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Indiana, is amended by removing Lebanon, Channel 265A, and adding Speedway, Channel 265A.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Office of  
Broadcast License Policy, Media Bureau.*  
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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 02-1339; MB Docket No. 02-136; RM-10458]

#### Radio Broadcasting Services; Arlington, Moro, and The Dalles, OR; Covington and Trout Lake, WA

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed on behalf of Mid-Columbia Broadcasting, Inc., licensee of Station KMCQ(FM) ("KMCQ"), Channel 283C,

The Dalles, Oregon, and First Broadcasting Company, L.P. jointly ("Joint Parties"). First Broadcasting Company, L.P. holds an option to purchase Station KMCQ. The petition proposes to change the community of license of Station KMCQ from The Dalles, Oregon to Covington, Washington, and to downgrade that station's channel from Channel 283C to 283C3, pursuant to the provisions of Section 1.420(i) of the Commission's Rules. The Joint Parties also propose the allotments of Channel 283C1 to Moro, Oregon, Channel 261C2 to Arlington, Oregon, and Channel 226A to Trout Lake, Washington, as first local aural transmission services. The coordinates for requested Channel 283C3 at Covington, Washington, are 47-12-02 NL and 122-00-27 WL. The coordinates for requested Channel 283C1 at Moro, Oregon are 45-29-03 NL and 120-43-48 WL. The coordinates for requested Channel 261C2 at Arlington, Oregon are 45-43-01 NL and 121-11-59 WL. The coordinates for requested Channel 226A at Trout Lake, Washington, are 45-58-38 NL and 121-32-11 WL.

Petitioner's reallocation proposal complies with the provisions of Section 1.420(i) of the Commission's Rules, and therefore, the Commission will not accept competing expressions of interest in the use of Channel 283C3 at Covington, Washington, or require the petitioner to demonstrate the availability of an additional equivalent class channel.

**DATES:** Comments must be filed on or before July 29, 2002, and reply comments on or before August 13, 2002.

**ADDRESSES:** Secretary, Federal Communications Commission, 445 12th Street, SW., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: J. Dominic Monahan, Esq., Luvaask Cobb Richards & Fraser, PC.; 777 High Street, Suite 300; Eugene, Oregon 97401 (Counsel for Mid-Columbia Broadcasting, Inc.) and Mark N. Lipp, Esq., Shook, Hardy & Bacon, LLP.; 600 14th Street, NW., Suite 800; Washington, DC 20005 (Counsel for First Broadcasting Company, L.P.)

**FOR FURTHER INFORMATION CONTACT:** R. Barthen Gorman, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 02-136, adopted May 29, 2002, and released June 7, 2002. The full text of this Commission decision is available for inspection and copying during

regular business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW., CY-A257, Washington, DC, 20554. This document may also be purchased from the Commission's duplicating contractors, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

The provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

##### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Oregon, is amended by adding Arlington, Channel 261C2, and Moro, Channel 283C1, and removing Channel 283C at The Dalles.

3. Section 73.202(b), the Table of FM Allotments under Washington, is amended by adding Covington, Channel 283C3, and Trout Lake, Channel 226A.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Office of Broadcast License Policy, Media Bureau.*

[FR Doc. 02-15670 Filed 6-20-02; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

**RIN 1018-AF43**

#### Endangered and Threatened Wildlife and Plants; Supplemental Proposed Rule To Remove the Douglas County Population of Columbian White-Tailed Deer From the Federal List of Endangered and Threatened Wildlife; Notice of a Public Hearing

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; revision and notice of public hearing.

**SUMMARY:** The U.S. Fish and Wildlife Service (Service) is publishing a revised proposal to establish two distinct population segments (DPS) of the Columbian white-tailed deer (*Odocoileus virginianus leucurus*): The Douglas County DPS and the Columbia River DPS. We also propose to remove the Douglas County, Oregon, population from the List of Endangered and Threatened Wildlife, under the Endangered Species Act of 1973 (Act), as amended. A previous proposed rule was issued on May 11, 1999. In this revised proposed rule, we provide new information and clarify our reasons for proposing to delist the population.

Current data indicate that the Douglas County DPS of Columbian white-tailed deer has recovered. This DPS has increased from about 2,500 animals in 1983, to over 5,000 today. The range of the population has also increased. This robust population growth, coupled with habitat acquired and protected for the population, have brought the Douglas County DPS to the point where a change in status is appropriate. This recovery has primarily been the result of habitat acquisition and management for the deer, hunting restrictions, and the application of local ordinances designed to protect the deer population.

The proposed delisting of the Douglas County DPS will not change the endangered status of the Columbia River DPS. It will remain fully protected by the Act.

**DATES:** We will accept comments until the close of business on August 20, 2002. The public hearing will be held from 6 p.m. until 8 p.m. on July 30, 2002, in Roseburg, Oregon. Prior to the public hearing, the Service will be available from 1 p.m. to 3 p.m. to provide information and to answer questions. Registration for the hearing will begin at 5:30 p.m.

**ADDRESSES:** The public hearing will be held at the Holiday Inn Express, 375 West Harvard Blvd, Roseburg, Oregon. If you wish to comment, you may submit your comments and materials at the hearing or by any one of several methods:

(1) You may submit written comments and information to the State Supervisor, Oregon Fish and Wildlife Office, U.S. Fish and Wildlife Service, 2600 S.E. 98th Ave., Suite 100, Portland, Oregon 97266.

(2) You may hand-deliver written comments to our Oregon Fish and Wildlife Office at the address given above.

(3) You may send comments by electronic mail (e-mail) to: [FW1ColumbianWTD@r1.fws.gov](mailto:FW1ColumbianWTD@r1.fws.gov). See the Public Comments Solicited section below for file format and other information on electronic filing.

**FOR FURTHER INFORMATION CONTACT:** Cat Brown, Wildlife Biologist, at the Oregon Fish and Wildlife Office (see **ADDRESSES** section) (telephone 503/231-6179; facsimile 503/231-6195).

#### SUPPLEMENTARY INFORMATION:

##### Background

The Columbian white-tailed deer (*Odocoileus virginianus leucurus*) is the westernmost representative of 30 subspecies of white-tailed deer in North and Central America (Halls 1978; Baker 1984). It resembles other white-tailed deer subspecies, ranging in size from 39 to 45 kilograms (kg) (85 to 100 pounds (lb)) for females and 52 to 68 kg (115 to 150 lb) for males (Oregon Department of Fish and Wildlife (ODFW) 1995). Generally a red-brown color in summer, and gray in winter, the subspecies has distinct white rings around the eyes and a white ring just behind the nose (ODFW 1995). Its tail is relatively long, brown on top with a white fringe, and white below (Verts and Carraway 1998). The subspecies was formerly distributed throughout the bottomlands and prairie woodlands of the lower Columbia, Willamette, and Umpqua River basins in Oregon and southern Washington (Bailey 1936; Verts and Carraway 1998). Early accounts suggested this deer was locally common, particularly in riparian areas along major rivers (Gavin 1978). The decline in Columbian white-tailed deer numbers was rapid with the arrival and settlement of pioneers in the fertile river valleys (Gavin 1978). Conversion of brushy riparian land to agriculture, urbanization, uncontrolled sport and commercial hunting, and perhaps other factors, apparently caused the extirpation of this deer over most of its range by the early 1900s (Gavin 1978).