

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 97-242, RM-9192]

Radio Broadcasting Services; Eastland and Baird, TX**AGENCY:** Federal Communications Commission.**ACTION:** Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Cowboy Broadcasting, LLC, licensee of Station KVMX (FM), Channel 236A, Eastland, Texas, requesting the substitution of Channel 236C3 for Channel 236A, the reallocation of Channel 236C3 from Eastland to Baird, Texas, and the modification of Station KVMX (FM)'s license to specify Baird as its community of license. Channel 237C3 can be allotted to Baird in compliance with the Commission's minimum distance separation requirements with a site restriction of 0.3 kilometers (0.2 miles) north. The coordinates for Channel 237C3 are 32-23-45 NL and 99-23-44 WL. In accordance with the provision of Section 1.420(i) of the Commission's Rules, we will not accept competing expressions of interest in use of Channel 236C3 at Baird.

DATES: Comments must be filed on or before February 2, 1998, and reply comments on or before February 17, 1998.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Cliff Boyd, Cowboy Broadcasting, LLC., 1110 South Santa Fe Trail, Ducanville, Texas 75137 (Petitioner).

FOR FURTHER INFORMATION CONTACT: Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 97-242, adopted December 3, 1997, and released December 12, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, ITS, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

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.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 97-33049 Filed 12-17-97; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 97-243, RM-9194]

Radio Broadcasting Services; Belzoni and Tchula, MS**AGENCY:** Federal Communications Commission.**ACTION:** Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Team Broadcasting Company, Inc., permittee of Station WGNG (FM), Channel 292A, Belzoni, Mississippi, requesting the substitution of Channel 292C3 for Channel 292A; the reallocation of Channel 292C3 from Belzoni to Tchula and the modification of Station WGNG(M)'s authorization to specify Tchula as its community of license. Channel 292C3 can be allotted to Belzoni in compliance with the Commission's minimum distance separation requirements with a site restriction of 3.0 kilometers (1.8 miles) southeast of the community. The coordinates for Channel 292C3 at Tchula are 33-09-43 NL and 90-12-34 WL. In accordance with the provisions of Section 1.420(i) of the Commission's Rules, we will not accept competing expressions of interest in use of Channel 292C3 at Tchula.

DATES: Comments must be filed on or before February 2, 1998, and reply comments on or before February 17, 1998.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Ruben C. Hughes, President, Team Broadcasting Company, Inc., 561 Golden Avenue, Mobile Alabama 36616 (Petitioner).

FOR FURTHER INFORMATION CONTACT: Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 97-243, adopted December 3, 1997, and released December 12, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Center (Room 239), 1919 M Street, NW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, ITS, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

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.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 97-33048 Filed 12-17-97; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 73**

[MM Docket No. 97-238, RM-9201]

Radio Broadcasting Services; Guymon, OK**AGENCY:** Federal Communications Commission.**ACTION:** Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Clear

Channel Radio Licenses, Inc., to allot Channel 258C1 to Guymon, OK, as the community's second local FM service. Channel 258C1 can be allotted to Guymon in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction, at coordinates 36-41-00 North Latitude; 101-29-06 West Longitude.

DATES: Comments must be filed on or before February 2, 1998, and reply comments on or before February 17, 1998.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Richard J. Bodorff, Christopher L. Robbins, Wiley, Rein & Fielding, 1776 K Street, N.W., Washington, D.C. 20006 (Counsel to petitioner).

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 97-238, adopted November 26, 1997, and released December 12, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

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.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 97-33046 Filed 12-17-97; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 227 and 425

[I.D. 950214048-7291-03]

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Parts 17 and 425

RIN 1018-AD12

Endangered and Threatened Wildlife and Plants; Withdrawal of Proposed Rule to List a Distinct Population Segment of Atlantic Salmon (*Salmo Salar*) as Threatened

AGENCY: National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Commerce and Fish and Wildlife Service, Interior.

ACTION: Proposed rule; withdrawal.

SUMMARY: The National Marine Fisheries Service (NMFS) and the U.S. Fish and Wildlife Service (FWS), collectively the Services, withdraw the September 29, 1995, proposed rule (60 FR 50530) to list a distinct population segment (DPS) of Atlantic salmon (*Salmo salar*) in seven Maine rivers as threatened under the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*). This decision is based on an evaluation of the best scientific data available and consideration of ongoing and planned actions by State and Federal agencies and private entities including the development by the State of Maine of the Atlantic Salmon Conservation Plan for Seven Maine Rivers (Conservation Plan).

ADDRESSES: National Marine Fisheries Service, Northeast Region, Protected Resources Division, One Blackburn Drive, Gloucester, MA 01930; U.S. Fish and Wildlife Service, Region 5, Endangered Species Division, 300 Westgate Center Drive, Hadley, MA 01035.

FOR FURTHER INFORMATION CONTACT: Mary Colligan (NMFS) at 978/281-9116 or Paul Nickerson (FWS) at 413/253-8615.

SUPPLEMENTARY INFORMATION:

Background

Information on the life history, distribution and abundance of U.S. Atlantic salmon can be found in the proposed rule published in the **Federal Register** on September 29, 1995 (60 FR 50530).

Previous Federal Action

Atlantic salmon populations in the Dennys, Machias, East Machias, Narraguagus, and Pleasant rivers were designated as category 2 candidate species by the FWS on November 21, 1991 (56 FR 58804). Category 2 candidates, a designation discontinued in a Notice of Review published by the FWS on February 28, 1996 (61 FR 7596), were taxa for which information in possession of the FWS indicated that proposing to list as endangered or threatened was possibly appropriate but for which conclusive data on biological vulnerability and threats were not currently available. On October 1, 1993, the Services received a petition from RESTORE: The North Woods, the Biodiversity Legal Foundation, and Jeffrey Elliott to list anadromous Atlantic salmon throughout its known historical range in the United States. The Services published a notice of their 90-day finding on January 20, 1994 (59 FR 3067), stating that the petition presented substantial information indicating that the requested action may be warranted. A biological review team conducted a status review and prepared a draft report entitled "Status Review for Anadromous Atlantic Salmon in the United States, January 1995" (Status Review) (FWS and NMFS 1995). On March 17, 1995, the Services published a notice of their 12-month finding (60 FR 14410) stating that available biological evidence indicated that the species described in the petition did not meet the definition of a "species" under the Act. Consequently, the Services concluded that the petitioned action to list Atlantic salmon throughout its historical range within the United States was not warranted. However, the Services did find that sufficient information was available to support a listing action for a DPS comprised of seven river populations of Atlantic salmon in Maine (the seven rivers DPS) and stated that preparation of a proposed rule to list this DPS had begun.

On September 29, 1995, the Services published a proposed rule to list the seven rivers DPS of Atlantic salmon as threatened (60 FR 50530) (hereafter referred to as "the proposed rule"). Pursuant to section 4(d) of the Act, the proposed rule (60 FR 50530) offered the State of Maine an opportunity to develop a Conservation Plan to retain the lead for the species' recovery. The Services reopened their comment period on the proposed rule (60 FR 50530) on August 27, 1996 (61 FR 44032), to announce three public hearings which were held in Maine in September of that