

NOTICE OF TIMBER SALE

(R)

SALE NAME/NO.: Deer Creek Thin 341-02-03

AUCTION DATE/TIME: August 23, 2001, starting at 10:00 a.m.

AUCTION LOCATION: Oregon Department of Forestry Headquarters
24533 Alsea Highway
Philomath, Oregon 97370
(541) 929-3266 FAX (541) 929-5549

DISTRICT/UNIT: Oregon Department of Forestry Headquarters
OFFICE (MAILING: 24533 Alsea Highway
ADDRESS FOR BIDS): Philomath, Oregon 97370
(541) 929-3266 FAX (541) 929-5549

HARVEST TYPE: Automark commercial thinning in two 27-year-old Douglas-fir stands of 53 and 83 net acres.

SALE LOCATION: Area I: Portions of Sections 26 and 35, T11S, R9W, W.M., Lincoln County, Oregon.
Area II: Portions of Section 35, T11S, R9W, and Section 2, T12S, R9W, W.M., Lincoln County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Philomath proceed west on Highway 20 for 23.5 miles to Salmon Creek Road. Travel south on Salmon Creek Road 3 miles to Baber Ridge Road and then turn west on Baber Ridge Road 0.8 mile to Deer Creek Road. Proceed on Deer Creek Road 0.5 mile to Area I and an additional 0.3 mile to Area II.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL TONS	GRADES BY TON																
			1P	2P	3P	P	SM	1S	2S	3S	4S	5S	6S	SEL	SC	UT	CR	WRM	PLP
Douglas-fir	10"	4,216							2,644	1,572									

MINIMUM BID: BID SPECIES Douglas-fir \$18.75 per Ton

NO-BID SPECIES Hemlock and other conifers \$At bid price

Red alder and other hardwoods \$At bid price

There is no project amortization. ODF will **not** reduce the price of a species to amortize the project work. Instead ODF will credit PURCHASER's timber account in the amount of \$15,233 after the project work is completed and accepted, as described in the section titled, "Credit for Project Work."

The timber sale areas contain negligible volumes of other logs to be paid for at the prices in Section 44.

PERFORMANCE SECURITY: 20% of bid value (unknown) **or** the total value of the project work (\$16,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: December 31, 2003 BID METHOD: Sealed Bids

BID DEPOSIT: \$6,300 SALE TYPE: Recovery/BOF - 97%
CSL - 3%

INSURANCE: \$500,000 Commercial General Liability; \$500,000 Automobile Liability;
\$500,000 Logger's Broad Form

HARVEST METHOD: Cable yarding will be necessary on about 39 percent of the sale area. A ground-based system may be used on the remaining 61 percent.

PROJECTS: New construction, 1.0 mile; road improvements, 4.0 miles; road brushing, 1.9 miles.

FEES: None.

THREATENED AND
ENDANGERED SPECIES
INFORMATION:

THIS STATE TIMBER SALE CONTRACT REQUIRES THAT PURCHASER COMPLY WITH ALL LAWS, INCLUDING THE ENDANGERED SPECIES ACT (ESA). BECAUSE OF THE LACK OF SUITABLE HABITAT, THE DEPARTMENT OF FORESTRY (ODF) HAS NOT SURVEYED THE SALE AREA SHOWN IN EXHIBIT "A" FOR NORTHERN SPOTTED OWLS OR MARBLED MURRELETS. HOWEVER, ODF IS ENGAGED IN AN ACTIVE THREATENED OR ENDANGERED SPECIES SURVEY PROCESS AND DOES NOT GUARANTEE THAT A THREATENED OR ENDANGERED SPECIES WILL NOT BE FOUND AS A RESULT OF THOSE SURVEYS OR THE SURVEYS OF OTHERS THAT MIGHT IMPACT THIS SALE. ODF MAY TAKE STEPS, INCLUDING CONTRACT ALTERATION OR TERMINATION AS PROVIDED IN SECTION 32 OF THE CONTRACT, IF ODF BELIEVES THOSE STEPS ARE NECESSARY TO PROTECT THE INTERESTS OF STATE. PURCHASER SHOULD TAKE APPROPRIATE STEPS TO BE CERTAIN THAT NO ESA VIOLATIONS OCCUR.

PROSPECTIVE PURCHASERS ARE ENCOURAGED TO CONTACT THE ODF WILDLIFE INFORMATION COORDINATOR (503-945-7374) FOR FURTHER INFORMATION OR QUESTIONS RELATIVE TO THREATENED OR ENDANGERED SPECIES SURVEYS, FUTURE PLANNED SURVEY INFORMATION, OR OTHER THREATENED OR ENDANGERED SPECIES INFORMATION.

SPECIAL REMARKS: **SEASONAL RESTRICTIONS APPLY - SEE SECTION 39.**

This sale is an autemark thinning. Net and Gross Acres were determined using digital orthographic photography.

TIMBER FROM THIS SALE WILL BE WEIGHT SCALED.

A dust abatement application will be necessary on a portion of the haul route.

SALE OBJECTIVES: To improve the health and vigor of these two stands by relieving their over-stocked condition through thinning. To move the stand structure from Closed Single Canopy to Understory.

See inside front cover of Auction Schedule booklet for disclaimer regarding all governmental regulatory actions.

SALE NAME: Deer Creek Thin
COUNTY: Lincoln
CONTRACT NO.: 341-02-03

TIMBER SALE NAME: **Deer Creek Thin**

TIMBER SALE NO.: **341-02-03**

OPENING DATE: **August 23, 2001**

FORM OF PROPOSAL

The undersigned agrees to accept and perform all of the above terms and conditions as stated in the form of contract for the above-cited timber sale, and bids, and will pay:

ON THE BASIS OF PRICE PER TON FOR:

Bid Species:

Douglas-fir, sawmill grade or better, _____
_____ Dollars (\$) _____ per TON.

Minimum grades and volumes for bid species are stated in the timber sale prospectus.

No-bid species will remain as shown:

Hemlock and other conifers **\$At bid price.**
Red alder and other hardwoods **\$At bid price.**

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$6,300**, payable to the State Forester.

The undersigned agrees to execute and deliver the contract, initial payment, required certificates of insurance, and performance bond, within thirty (30) days of the date of the written notification of high bid; and that any cash bid deposit may be applied to the first required timber sale payment.

The undersigned understands that the bid is irrevocable and further agrees that if he fails to qualify under the terms of the contract within the thirty-day period, the bid deposit shall become the property of the Oregon Department of Forestry as liquidated damages.

BIDDER _____
(Name of company or individual)

TAX ID NO _____

ADDRESS _____

PHONE _____

BY _____
(Signature of Authorized Official & Title)

COMPLETE PURCHASER'S STATUS ON PAGE 2

PURCHASER'S STATUS

Check
Purchaser is a corporation ☐ Incorporated in _____
the State of _____

President's Name _____

Secretary's Name _____

Purchaser is: ☐ a partnership ☐ an assumed (business)
☐ an individual name

List names of all persons doing business under the partnership or assumed name:

_____	_____
_____	_____
_____	_____

If assumed name is subsidiary to a corporation, fill in data requested of corporation also and write in corporation name here:

CERTIFICATION OF ELIGIBILITY
TO BID ON STATE TIMBER

_____ hereby certifies that they:

EXPORT

- (a) Will not export the unprocessed State timber as defined in OAR 629-031-0020 which is the subject of this transaction;
- (b) Will not sell, transfer, exchange, or otherwise convey the unprocessed timber as defined above which is the subject of this transaction to any other person without first obtaining a certification from that person which meets the requirements of OAR 629-031-0030.
- (c) Are not prohibited by OAR's 629-031-0005 through 0045 from bidding for unprocessed State timber as defined above directly from the State Forester.
- (d) Understand that falsely entering into this certification is a violation of the Forest Resources Conservation Amendments Act of 1993 and OAR Chapter 629, Division 31, and is subject to any and all penalties contained therein.
- (e) Have not exported unprocessed timber originating from private lands in Oregon in the last 24 months.
- (f) **HAVE** exported unprocessed timber originating from private lands in Oregon in the last 24 months, but **HAVE NOT** exported unprocessed **hardwood** timber originating from private lands in Oregon in the last 24 months **and** meet the requirements of OAR 629-031-0010(2).

DEFAULT, TERMINATION, AND OTHER RELATED MATTERS

- (a) Are not currently in default status under any timber sale contract sold by the State Forester.
- (b) Has not, within a 3-year period preceding this bid, had one or more Federal, State, or local timber sales terminated for cause or default.
- (c) If (b) above is Yes, has submitted an explanation, in writing, with this bid for consideration by STATE. Any such explanation shall be submitted at the time of bid on a separate piece of paper.

Signed

Title

Dated

[NOTE: For the purpose of this form, the definition of unprocessed timber is the same as in OAR 629-031-0005.]

Memorandum

Subject: Biological Survey of Deer Creek Thin
Timber Sale Number 341-02-03

To: Potential Bidders

From: Marcia Humes, Wildlife Biologist

Date: June 19, 2001

PROSPECTIVE PURCHASERS OF STATE TIMBER SALES NEED TO BE AWARE THAT THE DEPARTMENT OF FORESTRY IS ENGAGED IN AN ACTIVE THREATENED AND ENDANGERED SPECIES SURVEY PROGRAM. AS PART OF THAT PROGRAM, ODF SURVEYS ITS LANDS ON A CONTINUING BASIS FOR LAND MANAGEMENT, SPECIES PROTECTION, RESEARCH, AND OTHER REASONS. PROSPECTIVE PURCHASERS ARE REMINDED THAT ODF SURVEYING EFFORTS MAY TAKE PLACE DURING THE LIFE OF ANY TIMBER SALE CONTRACT, AND THAT THE DISCOVERY OF A THREATENED OR ENDANGERED SPECIES IN THE VICINITY OF A TIMBER SALE MAY AFFECT OPERATIONS CONTEMPLATED UNDER THE CONTRACT. THIS INCLUDES TIMBER SALES THAT HAVE BEEN DETERMINED TO BE UNSUITABLE HABITAT OR NOT DETRIMENTAL TO HABITAT. PLEASE REFER TO SECTIONS 30, 32, AND 33 OF YOUR CONTRACT PROSPECTUS, OR CONTACT OUR WILDLIFE INFORMATION COORDINATOR AT (503) 945-7374 FOR FURTHER INFORMATION.

This sale area does not contain suitable habitat for northern spotted owls or marbled murrelets. Surveys for owls and murrelets are not necessary.

There are no seasonal restrictions associated with spotted owls or marbled murrelets for this sale.

cc: West Oregon District