

**NOTICE OF TIMBER SALE****(R)**

SALE NAME/NO.: Benson Thin 341-02-41

AUCTION DATE/TIME: September 19, 2001, starting at 2:00 p.m.

AUCTION LOCATION: CFPA Crewhouse  
Oregon Department of Forestry  
Coos District  
63612 Fifth Road  
Coos Bay, Oregon 97420  
(541) 267-4136 FAX (541) 269-2027DISTRICT/UNIT Oregon Department of Forestry  
OFFICE (MAILING Coos District  
ADDRESS FOR BIDS): 63612 Fifth Road  
Coos Bay, Oregon 97420  
(541) 267-4136 FAX (541) 269-2027

HARVEST TYPE: This timber sale is a thinning harvest containing approximately 375 net acres of 26 to 35-year-old Douglas-fir timber in 7 areas.

SALE LOCATION: This timber sale is in various locations. Areas I, II, and III are in portions of Sections 34 and 35, T22S, R11W, W.M., Douglas County, Oregon. Area IV is in portions of Section 34, T22S, R11W, W.M., Douglas County, Oregon and in portions of Sections 3 and 4, T23S, R11W, W.M., Coos County, Oregon. Area V is in portions of Sections 9, 10, 15, and 16, T23S, R11W, W.M., Coos County, Oregon. Area VI is in portions of Sections 8 and 9, T23S, R11W, W.M., Coos County, Oregon. Area VII is in Section 12, T23S, R12W, W.M., Coos County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Coos Bay, take the Coos River Highway to Allegany. Turn left on the West Fork Millicoma Road and continue for about 5 miles to the 2000 Road (Trail Butte Road). Drive 10.6 miles to Area V. Areas I-IV are at the junction of the 2000 and 5000 Roads (13.6 miles up the 2000 Road). Areas V and VI are located off the 4000 Road (Benson Ridge Road), heading east from Lakeside off North Lake Road. Area VII is approximately 3.2 miles up the 4000 Road at the end of the 4100 Road. Area VI is 5.6 miles up the 4000 Road.

**APPRAISED VOLUMES AND QUALITY:**

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF																
			1P	2P	3P	P	SM	1S	2S	3S	4S	5S	6S	SEL	SC	UT	CR	WRM	PLP
Douglas-fir	10.3"	1,203							132	414	657								
Red Alder	9"	57															57		
Sale Total		1,260																	

MINIMUM BID: BID SPECIES Douglas-fir ..... \$159.36 per MBF

NO-BID SPECIES Western hemlock and other conifers..... \$200.00 per MBF  
Red cedar ..... \$500.00 per MBF  
Red alder and other hardwoods ..... \$117.94 per MBF

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 \$17,462 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 (\$18,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 1, 2003 BID METHOD: Sealed Bids

BID DEPOSIT: \$18,000 SALE TYPE: Recovery/BOF - 18%  
CSL - 82%

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

HARVEST METHOD: Uphill yarding with single-end suspension over timber sale area and full suspension over streams. Tractor yarding where approved by STATE.

PROJECTS: Road and landing improvement; road surfacing.

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). THIS SALE IS LOCATED WITHIN AN AREA COVERED BY A HABITAT CONSERVATION PLAN APPROVED BY U.S. FISH & WILDLIFE SERVICE (USFWS). BECAUSE THIS SALE IS LOCATED WITHIN A NORTHERN SPOTTED OWL DEMOGRAPHIC STUDY AREA, NORTHERN SPOTTED OWL SURVEYS MAY CONTINUE THROUGHOUT THE DURATION OF THIS CONTRACT. SEASONAL OPERATIONAL RESTRICTIONS ARE IMPOSED IN SECTION 39 OF THE CONTRACT. ALL PROSPECTIVE PURCHASERS SHOULD REFERENCE THIS SECTION FOR FURTHER DETAILS. ODF DOES NOT GUARANTEE THAT A THREATENED OR ENDANGERED SPECIES WILL NOT BE FOUND ELSEWHERE WITHIN OR NEAR THIS SALE. IN THE EVENT A THREATENED OR ENDANGERED SPECIES IS FOUND, 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.

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 SURVEY INFORMATION.

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

Pencil bucking required to 5 inch diameter.

The number of acres were determined from ortho photography using an area measure tool in ArcView, GIS software.

**SALE OBJECTIVES:**

To reduce stocking of over-dense stands and to produce revenue for the State.

To improve habitat consistent with the Elliott State Forest Habitat Conservation Plan.

To increase the vigor of the stands of timber and reduce the likelihood of disease infestations.

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

<b>SALE NAME:</b>	<b>Benson Thin</b>
<b>COUNTY:</b>	<b>Coos and Douglas</b>
<b>CONTRACT NO.:</b>	<b>341-02-41</b>

TIMBER SALE NAME: **Benson Thin**

TIMBER SALE NO.: **341-02-41**

OPENING DATE: **September 19, 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 THOUSAND BOARD FEET FOR:

Bid Species:

**Douglas-fir**, sawmill grade or better, \_\_\_\_\_  
\_\_\_\_\_ Dollars (\$ \_\_\_\_\_) per MBF.

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

No-bid species will remain as shown:

**Western hemlock and other conifers** ..... **\$200.00** per MBF.  
**Red cedar** ..... **\$500.00** per MBF.  
**Red alder and other hardwoods** ..... **\$117.94** per MBF.  
**Douglas-fir utility grade** ..... **\$ 30.00** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$18,000**, 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

Purchaser is a corporation	Check ( )
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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 Benson Thin  
Timber Sale Number 341-02-41

**To:** Potential Bidders

**From:** Marcia Humes, Wildlife Biologist

**Date:** July 18, 2001

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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 is located within an area covered by a Habitat Conservation Plan (HCP) approved by the U.S. Fish and Wildlife Service.

This sale does not affect any northern spotted owl core areas or activity centers established under the HCP. Due to its location in a demographic study area, surveys for spotted owls may occur in or near the sale area, during the life of the contract.

The sale areas are approximately 26-50 years old, and are not considered potentially suitable marbled murrelet habitat under the HCP. A portion of Area I of the sale is within 0.25 mile of a Marbled Murrelet Management Area established under ODF's *Marbled Murrelet Management Plan for State Forests* and protected under the HCP.

Seasonal operating restrictions apply to that portion of Area I within 0.25 mile of the Marbled Murrelet Management Area, from April 1 through September 15, annually. There are no other seasonal operating restrictions or felling deadlines associated with threatened and endangered species for this sale.

cc: Coos District