

NOTICE OF TIMBER SALE**(R)**

SALE NAME/NO.: Devil's Saddle 341-02-51

AUCTION DATE/TIME: March 22, 2002, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Forest Grove District Headquarters
801 Gales Creek Road
Forest Grove, Oregon 97116-1199
(503) 357-2191 FAX (503) 357-4548DISTRICT/UNIT
OFFICE (MAILING
ADDRESS FOR BIDS): Oregon Department of Forestry
Forest Grove District Headquarters
801 Gales Creek Road
Forest Grove, Oregon 97116-1199
(503) 357-2191 FAX (503) 357-4548

HARVEST TYPE: 342 acres of automark thinning in 50-year-old timber and 11 acres of right-of-way timber.

SALE LOCATION: Portions of Sections 5, 6, 7, and 8, T1N, R5W, W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER
SALE AREA: From Forest Grove, drive 7 miles west on Highway 8 to Highway 6, then 9 miles west to Beaver Dam Road, then 3 miles on Beaver Dam Road to Saddle Mountain Road, then 1 mile to timber sale areas.**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	14"	3,996							887	2,222	887								
W Hem. / fir	12"	20								20									
Red Alder	12"	4															4		
Sale Total		4,020																	

MINIMUM BID: BID SPECIES Douglas-fir \$243.91 per MBF

NO-BID SPECIES Hemlock and other conifers \$ 85.57 per MBF

Red alder and other hardwoods \$187.34 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 \$290,760 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 (\$291,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 1, 2004 BID METHOD: Sealed Bids

BID DEPOSIT: \$68,600 SALE TYPE: Recovery/BOF – 100%

INSURANCE: \$500,000 Commercial General Liability; \$500,000 Automobile Liability;

\$500,000 Logger's Broad Form

HARVEST METHOD: 40% cable, 60% ground yarding. Intermediate supports needed on some settings.

PROJECTS: 2.84 miles of road construction, 5.62 miles of road improvement, 5 miles of road surfacing, grass seeding, .05 mile of road paving, and stream enhancement.

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 timber sale is within the Tillamook Burn. The Department of Forestry (ODF) policy does not require surveys for northern spotted owls in the Tillamook Burn due to the marginal quality of the habitat and the extensive amount of this habitat on the landscape. Because of the lack of suitable habitat, ODF has not surveyed the sale area shown in Exhibit "A" for marbled murrelets. However, three trees in the sale area were climbed to search for evidence of past nesting by marbled murrelets. No evidence of past nesting was found. 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.

Gross acres were determined by planimeter and orthophotos. Net acres were determined by subtracting non-thinnable areas, stream buffers and road R/W acres.

Sale elevation varies from 1,600 feet to 2,100 feet.

Other work includes: Topping 70 trees in Area II, 60 hours of OHV trail rehabilitation and closure, 40 acres of piling slash in Phellinus patches, 5,000 feet of OHV trail cleaning, and 20 hours of sorting landing slash.

SALE OBJECTIVES:

Primary objectives are to thin a stand of timber and treat Phellinus root rot with patch cutting, which will create more diverse wildlife habitat, produce income and improve forest health. Indirect benefits include improvement of water quality through road improvements and OHV trail closure, and fish habitat enhancement on 1,500 feet of stream.

The information shown on the Exhibit "A" map(s) are approximate locations. Exact locations of features represented by map symbols shall be determined on site and shall depend upon the conditions that exist on site. Activities shall be conducted based upon features determined on site rather than features shown on maps.

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

SALE NAME:	Devil's Saddle
COUNTY:	Tillamook
CONTRACT NO.:	341-02-51

TIMBER SALE NAME: **Devil's Saddle**

TIMBER SALE NO.: **341-02-51**

OPENING DATE: **March 22, 2002**

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:

Hemlock and other conifers \$ **85.57** per MBF.
Red alder and other hardwoods \$ **187.34** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$68,600**, 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
() Incorporated in
the State of _____
President's Name _____

Secretary's Name _____

Purchaser is: ☐ a partnership ☐ an assumed (business) ☐ company
☐ 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, **or if bidding only on State hardwood timber or logs, 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 Devil's Saddle
Timber Sale Number 341-02-51

To: Potential Bidders

From: Marcia Humes, Wildlife Biologist

Date: January 28, 2002

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 within the historic Tillamook Burn, where habitat suitability for northern spotted owls is very marginal. Current ODF policy does not require surveys for northern spotted owls in the Tillamook Burn due to the marginal quality of the habitat and the extensive amount of this habitat on the landscape. The sale is not affected by any known northern spotted owl activity centers.

Five widely scattered, residual trees were determined to be potentially suitable for marbled murrelets. ODF elected to search the individual trees providing potential marbled murrelet habitat for the presence of murrelet nest cups, using a tree climber who is very knowledgeable and experienced in the identification of marbled murrelet nest cups. Of the five trees containing potential platforms, three were climbed, with no evidence of marbled murrelet nesting. The remaining two trees were unsafe to climb, due to excessive heart rot. These trees were very isolated and emergent above the surrounding tree canopy, with extremely low surrounding cover, making their suitability for murrelet nesting very low.

There are no seasonal restrictions or other operational considerations associated with northern spotted owls or marbled murrelets that affect this sale.

ODF plans to conduct surveys for northern spotted owls within 3 miles of this sale, as part of its survey of other planned management activities. Currently, there are no marbled murrelet surveys planned, adjacent to this sale area.

cc: Forest Grove District