

NOTICE OF TIMBER SALE**(R)**

SALE NAME/NO.: Fishhawk Basin Combination 341-02-61

AUCTION DATE/TIME: March 19, 2002, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
 Astoria District Headquarters
 92219 Highway 202
 Astoria, Oregon 97103
 (503) 325-5451 FAX (503) 325-2756
 (4 miles SE of Astoria on Highway 202)

DISTRICT/UNIT: Oregon Department of Forestry
 OFFICE (MAILING: Astoria District Headquarters
 ADDRESS FOR BIDS): 92219 Highway 202
 Astoria, Oregon 97103
 (503) 325-5451 FAX (503) 325-2756

HARVEST TYPE: Approximately 881 acres of "auto-mark" thinning in 8 partial cut units that contain 50-65 year old Douglas-fir and hardwood stands, 44 acres in 3 clearcut units, and 25 acres of road R/W. A total of 950 acres is included in the 12 timber sale units.

SALE LOCATION: Sale areas are located in portions of Sections 1, 2, and 3, T6N, R6W, Sections 21, 22, 23, 25, 26, 27, 28, 34, 35, and 36, T7N, R6W, W.M. Clatsop County, and Section 30, T7N, R5W, W.M., Columbia County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Sale areas 1-5 are located along the Greasy Spoon Road, between mile markers 14.5 and 10.5. The Greasy Spoon Road can be accessed off the Fishhawk County Road, from just east of Birkenfeld, off Highway 202. Area 6 is located near the Fishhawk Ridge Road, off the Greasy Spoon Road. Areas 7 and 8 are located along the Nicolai Mainline, between mile markers 9.0 and 10.5, and along the Porter Ridge Road. Areas 10-12 are located along the Horseshoe Camp Road, near the Clatsop-Columbia County line, and are accessed via the Porter Ridge Road to the Nicolai Mainline. The Nicolai Mainline can be accessed from a variety of directions, to both Highways 202 and 30 (the Columbia River Highway).

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	17"	13,732							9,107	4,051	574								
Hemlock/fir	13"	1,435							645	513	277								
Red Cedar	17"	8								7	1								
Alder	15"	713								604	109								
Sale Total		15,888																	

MINIMUM BID: BID SPECIES Douglas-fir \$333.05 per MBF

NO-BID SPECIES Hemlock and other conifers \$110.69 per MBF
 Alder and other hardwoods \$250.06 per MBF
 Red cedar \$690.35 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 \$967,685 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 (\$968,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: September 30, 2004 BID METHOD: Sealed Bids

BID DEPOSIT: \$394,800 SALE TYPE: Recovery/BOF – 99.67%
CSL – .33%

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

HARVEST METHOD: Cable yarding will be required on approximately 37% of the timber sale area. The other 63% is suitable for ground-based yarding systems. The cable areas are suited to small to medium sized yarders.

PROJECTS: New road construction for sale access – 6.31 miles; road improvement – 12.68 miles; roadside brushing – 6.48 miles; road vacating – 1.25 miles; rock quarry development; rock crushing – 50,765 cubic yards; design of a Type F stream crossing structure by a Professional Engineer and construction.

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 marbled murrelets. ODF has surveyed the sale area shown in Exhibit "A" for northern spotted owls. Results of the survey are on file with ODF, and are available for inspection upon request. Northern spotted owls were not detected in survey areas within or adjacent to this sale. 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.**

Acreage for sale areas was determined by orthophotos.

Completion of Harvesting Operations. All harvesting operations described in the sections titled "Felling", "Cable Yarding Specifications", "Protection of Soil", and "Progressive Operations" must be completed by September 30, 2003 on Areas 4, 5, 6, 11, and 12. All harvesting operations described in the section titled "Felling" must be completed by March 1, 2004 on Areas 1, 2, and 3.

A minimum of 60 percent of the estimated bid value shall be paid on or before March 1, 2004 (see Section 42, "Payment Schedule").

To comply with the requirements of Northern Spotted Owl survey protocol, no harvesting or construction activities will be permitted within Areas 7, 8, and 10 of the timber sale area during the period from March 1, 2002 until September 1, 2002. These dates may be modified by STATE, in writing, if surveys have been completed prior to September 1, 2002.

SALE OBJECTIVES:

This sale is aligned with the objectives the NOW Forest Management Plan. The Plan presents guiding principles, a forest vision, and resource management goals. The objectives for Areas 1, 2, 3, 4, 5, 7, 8, and 10 (approximately 881 acres) are to increase average tree size, increase individual tree growth, and move stands toward more complex structures. Objectives for Areas 6, 11, and 12 (approximately 44 acres) are to maintain the desired percentage of "Regeneration" stand structure in the Fishhawk Basin and to prepare these areas for reforestation with fully stocked conifer stands.

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:	Fishhawk Basin Combination
COUNTY:	Clatsop and Columbia
CONTRACT NO.:	341-02-61

TIMBER SALE NAME: **Fishhawk Basin Combination**

TIMBER SALE NO.: **341-02-61**

OPENING DATE: **March 19, 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 **\$110.69** per MBF.
Alder and other hardwoods..... **\$250.06** per MBF.
Red cedar..... **\$690.35** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$394,800**, 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 Fishhawk Basin Combination
Timber Sale Number 341-02-61

To: Potential Bidders

From: Marcia Humes, Wildlife Biologist

Date: February 7, 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 was surveyed for northern spotted owls in 2000 and 2001, using a protocol endorsed by the U. S. Fish and Wildlife Service. There were no observations of northern spotted owls during any of these surveys. The sale is not affected by any currently active northern spotted owl activity centers. Northern spotted owl surveys will continue during the life of the contract.

This sale does not contain suitable habitat for marbled murrelets. Surveys for marbled murrelets are not necessary.

Current northern spotted owl surveys are considered valid until March 15, 2004. All timber on Areas 1 – 6, 9 and 11 – 12 must be felled prior to March 15, 2004. Additional northern spotted owl surveys will be conducted during the survey season of 2002, for areas 7, 8 and 10. Once complete, surveys for these areas will be valid until March 15, 2005. Seasonal restrictions apply for Areas 7, 8 and 10 from March 1, 2002 until completion of northern spotted owl surveys in 2002.

cc: Astoria District