

NOTICE OF TIMBER SALE**(C)**

SALE NAME/NO.: Cherry Lane 341-02-70

AUCTION DATE/TIME: June 21, 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) 357-4548

DISTRICT/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: 83 acres of clearcut of 47 to 68-year-old Douglas-fir.

SALE LOCATION: Portion of Section 24, T4N, R6W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: 24 miles northwest of Forest Grove on Highways 47 and 26 to the North Fork Wolf Creek Road. Then approximately 3 miles to the No Fo Road, then approximately 3 miles to the timber sale area.

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	20"	2,608							1,564	907	137									
W Hem. / fir	15"	26							7	17	2									
Sale Total		2,634																		

MINIMUM BID: \$907,261.44 in 12 Installments.

PERFORMANCE SECURITY: 20% of bid value. Bond amount will be rounded up to an even \$1,000 unit.

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

BID DEPOSIT: \$90,700 SALE TYPE: Cash/BOF – 100%

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

HARVEST METHOD: 55% ground-based yarding and 45% cable yarding.

PROJECTS: None.

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.

Gross acreage was determined by traverse with hand compass and string box. Closure was 1 in 105.

The existing road, posted perennial stream buffer, and heliport were subtracted to determine net acreage.

Sale elevation is 1,600 feet.

85 trees to be topped and 85 trees to be dropped after sale is logged.

Hand and dozer fire trailing is also required.

SALE OBJECTIVES:

This sale is aligned with the objectives of the Northwest Oregon State Forests Management Plan. The primary objectives for this sale are to produce revenue by harvesting most of the timber in the stand and preparing the area for planting to a fully stocked conifer stand which will help to meet the "regeneration" stand structure target for this Basin. A secondary benefit is the creation of open habitat for big game wildlife and other species needing this habitat type.

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: Cherry Lane
COUNTY: Clatsop
CONTRACT NO.: 341-02-70

TIMBER SALE NAME: **Cherry Lane**

TIMBER SALE NO.: **341-02-70**

OPENING DATE: **June 21, 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:

TOTAL PRICE OF _____
_____ DOLLARS (\$_____).

Enclosed is a bid deposit as required, consisting of a _____
in the amount of **\$90,700**, 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.

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 Cherry Lane
Timber Sale Number 341-02-70

To: Potential Bidders

From: Marcia Humes, Wildlife Biologist

Date: April 29, 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 detections of northern spotted owls during any of these surveys. The sale is not affected by any northern spotted owl activity centers. Northern spotted owl surveys will continue in the vicinity of this sale, as part of ODF's survey of future planned management activities.

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

Northern spotted owl surveys are considered valid until March 15, 2004. The contract expiration date for this sale is prior to survey expiration. There are no seasonal restrictions associated with northern spotted owls or marbled murrelets for this sale.

cc: Forest Grove District