

**NOTICE OF TIMBER SALE****(Recovery - Scaled Sale)**

SALE NAME/NO.: Saint Nick Thinning 341-03-01

AUCTION DATE/TIME: September 17, 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 OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry  
Astoria District Headquarters  
92219 Highway 202  
Astoria, Oregon 97103  
(503) 325-5451 FAX (503) 325-2756

HARVEST TYPE: Approximately 493 acres of "auto-mark" thinning in 3 partial cut units that contain 40 to 50-year-old Douglas-fir and hardwood stands, 23 acres in 2 clearcut units, and 8 acres of road R/W. A total of 524 acres is included in the 6 timber sale units.

SALE LOCATION: Timber sale areas are located in portions of Sections 8, 9, 16, 17, 20, and 21, T7N, R6W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: All sale areas can be accessed via Highway 30 and Nicolai Mainline or Shingle Mill Road. Area 1 is located along the Shingle Mill Road between Mile Marker 6 and the junction of Simonsen Road and Microwave Road. Area 1 can also be accessed off the end of Microwave Road. Area 2 is located along the entire length of the Simonsen Road and the Nicolai Lookout Road. Areas 3, 4, and 5 can be accessed along the Nicolai Mainline between Mile Markers 7 and 8.5. Area 3 can also be located along the Simonsen 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	12.6"	2,064							355	1118	591								
W. Hemlock/fir	13.8"	1,579							686	551	342								
Sitka Spruce	11.6"	132								65	67								
Alder	12.0"	386								223	163								
Sale Total		4,161																	

MINIMUM BID: BID SPECIES Douglas-fir ..... \$202.73 per MBF

NO-BID SPECIES Hemlock and other conifers ..... \$ 61.90 per MBF

Spruce ..... \$ 61.90 per MBF

Alder and other hardwoods..... \$ 70.94 per MBF

Red cedar ..... \$500.00 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 \$110,467 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 prices in Section 44.

PERFORMANCE SECURITY: 20% of bid value (unknown) **or** the total value of the project work (\$111,000), whichever is greater.

EXPIRATION DATE: September 30, 2005 BID METHOD: Sealed Bids

BID DEPOSIT: \$44,100 SALE TYPE: Recovery/BOF – 100%

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 71% of the sale area. The other 29% 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 – 1.8 miles; road improvement – 1.7 miles; roadside brushing – 1.7 miles; fill vacating – 2 fills; rock quarry development.

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. The Department of Forestry (ODF) has conducted surveys for the northern spotted owl, and has determined that there are no resident owl sites within 1.5 miles of the sale area described in Exhibit "A". Sections 39 and 58 of the contract establish certain restrictions relative to the effective duration of northern spotted owl surveys. Prospective purchasers should reference that section for restriction details. ODF will be conducting threatened or endangered species surveys in or around the sale area during the life of this contract. ODF does not guarantee that additional 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. 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 survey or activity center information.

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

Acreage for sale areas was determined by orthophotos.

All felling on Areas 2, 3, 4, and 5 must be completed by March 15, 2005.

50 percent of all estimated payments are due by April 1, 2004 (see Section 42, "Payment Schedule").

SALE OBJECTIVES: This timber sale is aligned with the objectives of the NWO Forest Management Plan. The Plan presents guiding principles, a forest vision, and resource management goals. This sale has specific objectives of advancing forest stands towards more complex structures in Areas 1, 2, and 3; and in Areas 4 and 5, to move these stands into a "regeneration" stand structure.

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:** Saint Nick Thinning  
**COUNTY:** Clatsop  
**CONTRACT NO.:** 341-03-01

TIMBER SALE NAME: **Saint Nick Thinning**

TIMBER SALE NO.: **341-03-01**

OPENING DATE: **September 17, 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** ..... \$ **61.90** per MBF.  
**Spruce** ..... \$ **61.90** per MBF.  
**Alder and other hardwoods**..... \$ **70.94** per MBF.  
**Red cedar** ..... \$ **500.00** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$44,100**, 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 Saint Nick Thin  
Timber Sale Number 341-03-01

**To:** Potential Bidders

**From:** Michael Wilson, Staff Biological Specialist

**Date:** August 8, 2002

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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.

Areas 2 – 5 of this sale contain suitable northern spotted owl habitat, and were surveyed for northern spotted owls in 2001 and 2002, using a protocol endorsed by the U.S. Fish and Wildlife Service. There was one nighttime observation of a spotted owl in 2002. Follow-up surveys did not yield any further observations, and the owl was determined to be a non-territorial single, or “floater,” owl. This sale is not affected by any known northern spotted owl activity centers. Northern spotted owl surveys will continue around the sale area during the life of the contract, as part of ODF’s survey of planned management activities.

This sale contains no potentially suitable habitat for marbled murrelets. Surveys for murrelets are not necessary.

Northern spotted owl surveys are valid until March 15, 2005. All timber on Areas 2 – 5 must be felled by this date. There are no other seasonal restrictions or felling deadlines associated with northern spotted owls or marbled murrelets for this sale.

cc: Astoria District