

NOTICE OF TIMBER SALE

(Recovery - Scaled Sale)

SALE NAME/NO.: Harvey Wallhanger 341-03-05

AUCTION DATE/TIME: September 20, 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: Oregon Department of Forestry
OFFICE (MAILING: Forest Grove District Headquarters
ADDRESS FOR BIDS): 801 Gales Creek Road
Forest Grove, Oregon 97116-1199
(503) 357-2191 FAX (503) 357-4548

HARVEST TYPE: Commercial thinning of 47- to 59-year-old Douglas-fir. Timber acreage totals 145 acres of thinning and 5 acres of right-of-way.

SALE LOCATION: Portions of Sections 34 and 35, T2N, R5W and Section 3, T1N, R5W, W.M., Washington County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Forest Grove: Highway 8 west 6 miles to Old Wilson River Road on left; Old Wilson River Road approximately 3 miles to gate; through gate approximately 1/4 mile to beginning of timber sale.

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"	1,696							161	1,022	513								
Sale Total		1,696																	

MINIMUM BID: BID SPECIES Douglas-fir \$288.98 per MBF

NO-BID SPECIES Western hemlock and other conifers..... \$141.30 per MBF
Western redcedar..... \$701.30 per MBF
Red alder and other hardwoods..... \$241.30 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 \$129,060 after the project work is completed and accepted, as described in the section titled, "Credit for Project Work."

The timber sale area contains 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 (\$130,000), 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: \$36,100 SALE TYPE: Recovery/BOF - 100%

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

HARVEST METHOD: 85% cable, 15% tractor ground.

PROJECTS: Project 1: Construct .42 mile of road and improve 1.07 miles of road
 Project 2: Surface roads with 4,095 CY of rock.
 Project 3: Grass seed and fertilize disturbed area of soil.
 Project 4: Apply dust abatement.

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). The Department of Forestry (ODF) has surveyed the sale area shown in Exhibit "A" for northern spotted owls and marbled murrelets. Results of the surveys are on file with ODF, and are available for inspection upon request. No resident northern spotted owls or marbled murrelets were 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 was determined using a planimeter and orthographic photos
- Sale elevation ranges from 900 feet to 1,600 feet.
- 145 trees are to be topped to create wildlife trees.
- **A key must be checked out at Forest Grove District Headquarters to access the timber sale.**

SALE OBJECTIVES: To increase the diversity of the stand by removing trees which are somewhat overtopped by the dominant trees in the stand, and creating small openings in the stand through Phellinus treatment patch cuts. Thinning this stand will move it towards a desired future condition of "layered."

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: Harvey Wallhanger
COUNTY: Washington
CONTRACT NO.: 341-03-05

TIMBER SALE NAME: **Harvey Wallhanger**

TIMBER SALE NO.: **341-03-05**

OPENING DATE: **September 20, 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:

Western hemlock and other conifers **\$141.30** per MBF.
Western redcedar **\$701.30** per MBF.
Red alder and other hardwoods **\$241.30** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$36,100**, 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 Harvey Wallhanger
Timber Sale Number 341-03-05

To: Potential Bidders

From: Marcia Humes, Wildlife Biologist

Date: July 31, 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 2001 and 2002, using a protocol endorsed by the U.S. Fish and Wildlife Service. In 2001 there was a single response from a spotted owl within 0.5 miles of the sale boundary. Subsequent surveys in 2001 and 2002 did not result in any responses from northern spotted owls. Biologists from Oregon Department of Forestry and Oregon Department of Fish and Wildlife have attributed the response to a nonterritorial spotted owl. The sale is greater than 1.5 miles from any known northern spotted owl activity centers.

This sale was surveyed for marbled murrelets in 2001 and 2002, using a protocol developed by the Pacific Seabird Group. There were no detections of marbled murrelets during any of these surveys.

There are no seasonal restrictions for northern spotted owls or marbled murrelets for this sale.

cc: Forest Grove District