

NOTICE OF TIMBER SALE

(Recovery - Scaled Sale)

SALE NAME/NO.: Abuncha Phellinus 341-03-51

AUCTION DATE/TIME: February 14, 2003, 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: 279 acres of automark thinning with Phellinus treatment in 50-year-old timber, 54 acres of clearcut in 47-year-old timber, and 11 acres of right-of-way timber.

SALE LOCATION: Portions of Sections 1 and 12, T1N, R6W and Section 6, T1N, R5W, W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Forest Grove, 7 miles west on Hwy. 8 to Hwy 6, then 9 miles west to Beaver Dam Road, and 4 miles to the timber sale areas on Beaver Dam 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"	4,881							699	2,851	1,331								
W Hem./fir	12"	35							20	10	5								
Red Alder	10"	8																8	
Sale Total		4,924																	

MINIMUM BID: BID SPECIES Douglas-fir..... \$308.99 per MBF

NO-BID SPECIES Hemlock and other conifers \$ 89.76 per MBF

Red alder and other hardwoods..... \$264.94 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 \$199,320 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 (\$200,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 1, 2005 BID METHOD: Sealed Bids

BID DEPOSIT: \$131,400 SALE TYPE: Recovery/BOF - 100%

INSURANCE: \$1,000,000 Commercial General Liability; \$1,000,000 Automobile Liability; \$1,000,000 Logger's Broad Form

HARVEST METHOD: Area I: 60% cable; 40% ground yarding
Area II: 100% ground yarding
Area III: 60% cable; 40% ground yarding
Area IV: 50% cable; 50% ground yarding

PROJECTS: 3.7 miles of road construction, .66 mile of road improvement, 3 miles of road surfacing, installation and tearing down of portable bridge, grass seeding, 3 fish pipe installations, and .7 mile of road vacation.

FEES: A road use agreement is required to cross Stimson land. No fees are required; road to be decommissioned after use.

ENDANGERED SPECIES ACT COMPLIANCE STATEMENT: The Oregon Department of Forestry (ODF) is engaged in an active threatened and endangered (T&E) species survey program. Surveys, determinations, and management measures are developed and implemented in good faith compliance with federal and state Endangered Species Act (ESA) requirements. Restrictions on operations due to T&E species considerations are included in the prospectus. Purchasers are required to comply with all federal and state laws, including the Endangered Species Act. Purchaser should take steps to be certain that no ESA violations occur. Prospective purchasers of timber sales are reminded that ODF surveying efforts may take place any time during the term of a timber sale contract. As part of the survey program, ODF surveys its lands on a continuing basis for land management, species protection, research, and other reasons. During the contract term, T&E survey work and/or the discovery of a threatened or endangered species within or in the vicinity of a timber sale may affect operations contemplated under the contract. In the event a threatened or endangered species is found within or near this sale, ODF may take steps necessary to protect the interests of the State, including contract alteration, suspension, or termination.

Prospective purchasers are encouraged to contact the Forest Grove ODF District at (503) 357-2191 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 right-of-way acres.

Sale elevation is 1,700 feet to 2,300 feet.

Other work includes: 45 acres of slash piling in Phellinus patchcuts, 25 hours of firewood sorting and trail blocking, 2 miles of OHV trail cleaning, 5,000 feet of dozer fire trailing, 2,500 feet of hand fire trailing, and non-merchantable tree slashing in clearcut areas.

SALE OBJECTIVES: Primary objectives are to thin the majority of the timber sale area, and treat Phellinus root rot infection with patchcutting, and to clearcut the 2 most heavily infected areas. This will produce income, create diverse wildlife habitat by opening up a mostly closed single canopy stand, and improve forest health. Indirect benefits include improvement of water quality by road improvements and vacating a road along Elliot Creek.

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: Abuncha Phellinus
COUNTY: Tillamook
CONTRACT NO.: 341-03-51

TIMBER SALE NAME: **Abuncha Phellinus**

TIMBER SALE NO.: **341-03-51**

OPENING DATE: **February 14, 2003**

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 \$ **89.76** per MBF.
Red alder and other hardwoods \$ **264.94** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$131,400**, 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.]

Biological Survey Report

Project: Abuncha Phellinus 341-03-51
Date: November 14, 2002
To: Erik Marcy
CC: Dave Johnson, District Sale File
From: Marcia Humes

Habitat Suitability

This sale does not contain potentially suitable habitat for northern spotted owls or marbled murrelets.

Survey Results

Northern spotted owl and marbled murrelet surveys are not necessary for this sale.

Known T&E Resources

This sale is not affected by any known northern spotted owl activity centers or Marbled Murrelet Management Areas.

Operational Considerations

There are no seasonal operating restrictions or felling deadlines associated with threatened or endangered species for this sale.

Future Survey Plans

There are no future survey plans for this sale. However, ODF will be conducting northern spotted owl surveys within 3 miles of this sale.