

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Sturtevant Thinning 341-03-58

AUCTION DATE/TIME: June 20, 2003, starting at 10:00 a.m.

AUCTION LOCATION: Oregon Department of Forestry
Western Lane District Headquarters
87950 Territorial Highway
Veneta, Oregon 97487
(541) 935-2283 FAX (541) 935-0731

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Western Lane District Headquarters
PO Box 157
Veneta, Oregon 97487
(541) 935-2283 FAX (541) 935-0731

HARVEST TYPE: Autemark thinning of 65-year-old Douglas-fir on approximately 104 net acres, plus 4 acres R/W.

SALE LOCATION: Portions of Section 26, T18S, R6W, W.M., Lane County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Veneta, go south on Territorial Highway approximately 5 miles to Wolf Creek Road; then 4.8 miles west on Wolf Creek Road to the 19-6-3 Road. The timber sale area is located another 5.5 miles northeast via the 19-6-3 and 19-6-4.2 Roads.

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 | 13" | 1,139 | | | | | | | 114 | 877 | 148 | | | | | | | | |
| Sale Total | | 1,139 | | | | | | | | | | | | | | | | | |

MINIMUM BID: BID SPECIES Douglas-fir \$ 323.97 per MBF

NO-BID SPECIES Western hemlock and other conifers \$ 220.00 per MBF**

Western red cedar..... \$1,000.00 per MBF

Red alder and other hardwoods..... \$ 125.00 per MBF

****THE PRICE PER MBF FOR WESTERN HEMLOCK SHALL BE DETERMINED BY MULTIPLYING THE MINIMUM PRICE FOR WESTERN HEMLOCK BY A BID-UP FACTOR. THE BID-UP FACTOR SHALL BE DETERMINED BY DIVIDING THE BID PRICE FOR DOUGLAS-FIR BY THE MINIMUM PRICE FOR DOUGLAS-FIR. FIVE DECIMAL PLACES SHALL BE USED TO CALCULATE THE BID-UP FACTOR.**

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 \$35,950 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 (\$36,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

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

BID DEPOSIT: \$33,300 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: 54% is ground based; 46% is cable, using intermediate supports and/or tail trees. Some yarding distances are greater than 1,000 feet.

PROJECTS: Construct approximately 1.2 miles of road, improve approximately 0.75 mile of road, remove two small fills, and replace one culvert.

FEES:

1. For sections of BLM controlled roads, a road maintenance/rock wear fee is required in the amount of \$3.19/MBF for timber and \$1.22/cubic yard for rock (Spur 1). Payment is to be done monthly and is to be based on scale. A \$1,500 performance bond is also required.
2. A road construction fee (compensation for plantation damage) in the amount of \$150.00 shall be paid to Roseburg Resource Company. Payment is to be made when license agreement is signed.

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 Western Lane ODF District at (541) 935-2283 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 by locating the sale boundary on a USGS map and using a dot grid.

Snag creation is required (Section 60).

No activities other than those associated with road construction can occur on the timber sale area until a three-visit, calendar-year 2003, Northern Spotted Owl survey has been completed.

A GATE KEY IS AVAILABLE AT THE WESTERN LANE OFFICE IN VENETA.

SALE OBJECTIVES: The stand will be thinned to increase the vigor and quality of the future stand.

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: | Sturtevant Thinning |
| COUNTY: | Lane |
| CONTRACT NO.: | 341-03-58 |

TIMBER SALE NAME: **Sturtevant Thinning**

TIMBER SALE NO.: **341-03-58**

OPENING DATE: **June 20, 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: THE CONTRACT PRICE FOR WESTERN HEMLOCK SHALL BE DETERMINED BY MULTIPLYING THE MINIMUM PRICE PER MBF FOR WESTERN HEMLOCK BY THE BID-UP FACTOR OF THE BID SPECIES. FIVE DECIMAL PLACES SHALL BE USED TO CALCULATE THE BID-UP FACTOR.

No-bid species will remain as shown:

Western red cedar **\$1,000.00** per MBF.
Red alder and other hardwoods **\$ 125.00** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$33,300**, 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: Sturtevant Thinning 341-03-58

Date: February 11, 2003

To: Art McCoy

CC: Rick Rogers, District Sale File

From: Marcia Humes

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls and marbled murrelets.

Survey Results

This sale was surveyed for northern spotted owls in 2001 and 2002, using a protocol endorsed by the U.S. Fish and Wildlife Service¹. There were no observations of northern spotted owls during any of these surveys. The sale will be surveyed again in 2003.

Surveys for marbled murrelets were conducted in 2001 and 2002, using a protocol developed by the Pacific Seabird Group². There were no observations of marbled murrelets during any of these surveys.

Known T&E Resources

Previous surveys have located a northern spotted owl pair within 1.5 miles of the sale area. This pair of owls is being monitored by radio telemetry as part of a research project in which ODF is a cooperator. An analysis of the telemetry data of this pair of spotted owls shows that a portion of the sale area is within their home range. A Biological Assessment has been prepared for this sale that concludes the Sturtevant Thinning timber sale is expected to have a low risk of negatively affecting the

¹ USDI Fish and Wildlife Service. 1991, revised 1992. Protocol for surveying proposed management activities that may impact northern spotted owls. 15pp.

² Evans, D. M., W. P. Ritchie, S. K. Nelson, E. Kuo-Harrison, Peter Harrison, T. E. Hamer, eds. 2000. Methods for surveying marbled murrelets in forests: an update to the protocol for land management and research, by the Pacific Seabird Group Marbled Murrelet Technical Committee. 64 pp.

occupancy and productivity of the Cedar Creek spotted owl pair. U.S. Fish and Wildlife Service reviewed the preliminary biological assessment and concurred with the conclusion that the Sturtevant timber sale should not adversely affect the Cedar Creek pair.

There are no Marbled Murrelet Management Areas within 0.25 miles of this sale.

Operational Considerations

No harvesting operations will be allowed on the sale from March 15, 2003 until August 31, 2003, or until northern spotted owl surveys have been completed. After northern spotted owl surveys are completed in 2003, survey results will be valid until March 15, 2006. All timber should be felled by March 15, 2006. By ODF policy, marbled murrelet survey results are valid until April 2008.

Future Survey Plans

This sale will be surveyed for northern spotted owls again in 2003. Due to the location of this sale within a research study area, monitoring of northern spotted owls by surveys and by radio-telemetry will continue during the life of this contract.

Survey Results Summary

Table 1. Northern Spotted Owl Surveys of Sturtevant Thinning

| Year | Visit #1 | Visit #2 | Visit #3 | Visit #4 | Visit #5 | Visit #6 |
|--|----------|----------|----------|----------|----------|----------|
| Survey Area | Date | Date | Date | Date | Date | Date |
| Sturtevant 2001 | 3/22-23 | 6/3-4 | 7/23-24 | | | |
| | NR | NR | NR | | | |
| Sturtevant 2002 | 3/17-18 | 5/27-28 | 7/18-19 | | | |
| | NR | NR | NR | | | |
| <p>NR - no response j - juvenile M₀ - mouse refused M₄ - 4 mice taken</p> <p>V - visual response jj - 2 juveniles M₁ - 1mice taken M₅ - 5 mice taken</p> <p>bb - new bird banded ■■■■ - last visit to site M₂ - 2 mice taken M₆ - 6 mice taken</p> <p style="text-align: center;">M₃ - 3 mice taken</p> <div style="display: flex; justify-content: space-between;"> <div> <p>♂ ♂ ♂ - Pair (day, night, early morning)</p> <p>♂ ♂ ♂ - Male (day, night, early morning)</p> </div> <div> <p>♀ ♀ ♀ - Female (day, night, early morning)</p> <p>○ ⊗ ◎ - Sex Unkn (day, night, early morning)</p> </div> </div> | | | | | | |

Table 2. Marbled Murrelet Surveys of Sturtevant Thinning

| Survey Area | Site | Station | Date | # Detections |
|--------------------|-------------|----------------|-------------|---------------------|
| STURTEVANT | 1 | 2 | 6/5/01 | 0 |
| STURTEVANT | 1 | 1 | 6/12/01 | 0 |
| STURTEVANT | 1 | 3 | 6/19/01 | 0 |
| STURTEVANT | 1 | 4 | 6/30/01 | 0 |
| STURTEVANT | 1 | 5 | 7/13/01 | 0 |
| STURTEVANT | 1 | 2 | 5/8/02 | 0 |
| STURTEVANT | 1 | 4 | 6/3/02 | 0 |
| STURTEVANT | 1 | 3 | 6/29/02 | 0 |
| STURTEVANT | 1 | 5 | 7/24/02 | 0 |
| STURTEVANT | 1 | 1 | 7/31/02 | 0 |
| STURTEVANT | 2 | 1 | 6/6/01 | 0 |
| STURTEVANT | 2 | 2 | 6/15/01 | 0 |
| STURTEVANT | 2 | 3 | 7/1/01 | 0 |
| STURTEVANT | 2 | 4 | 7/24/01 | 0 |
| STURTEVANT | 2 | 4 | 5/16/02 | 0 |
| STURTEVANT | 2 | 3 | 6/10/02 | 0 |
| STURTEVANT | 2 | 1 | 7/5/02 | 0 |
| STURTEVANT | 2 | 2 | 7/30/02 | 0 |