

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Backbreak Ridge 341-03-62

AUCTION DATE/TIME: April 15, 2003, 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: Oregon Department of Forestry
OFFICE (MAILING): Astoria District Headquarters
ADDRESS FOR BIDS): 92219 Highway 202
Astoria, Oregon 97103
(503) 325-5451 FAX (503) 325-2756

HARVEST TYPE: Approximately 105 acres of clearcut in 2 units. Area 1 is in a 45-year-old Douglas-fir plantation, interspersed with hemlock and hardwoods. Area 2 is a mixed conifer and hardwood stand. The average stand age is approximately 63 years old, with the conifer (mostly hemlock) ranging from 60 to 70 years, and the hardwoods averaging 50 to 60 years old.

SALE LOCATION: Timber sale areas are located in portions of Sections 1, 2, and 12, T8N, R7W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: All sale areas can be accessed via Highway 30. Area 1 can be accessed by turning north off Hwy. 30 (between Milepost 79 and 80) onto Ziak-Gnat Creek Road, then north on Aldrich Point Road, and east on Anderson Lane for approximately 3/4 mile to a gated forest road. Area 2 can be accessed by turning north off Hwy. 30 (between Milepost 78 and 79) onto Gnat Creek Road, then north on Peterson Road, west on Anderson Ridge Road, and west on Backbreak Ridge 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
W. Hemlock/fir	15"	780							230	449	101								
Alder/other hardwoods	13"	554							0	422	132								
Douglas-fir	12"	412							24	330	58								
W. Red Cedar	16"	37							16	11	10								
Sale Total		1,783																	

MINIMUM BID: BID SPECIES Douglas-fir \$301.93 per MBF
Alder and other hardwoods \$303.22 per MBF

NO-BID SPECIES Western hemlock and other conifers \$110.61 per MBF
Red cedar \$816.93 per MBF

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). Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2004 BID METHOD: Sealed Bids
BID DEPOSIT: \$40,800 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 62% of the sale area. The other 38% is suitable for ground-based yarding systems. The cable areas are suited for small- to medium-sized yarders.

PROJECTS: None

FEES: None

THREATENED AND ENDANGERED SPECIES INFORMATION: 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 Astoria District at (503) 325-5451 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.

A Bald Eagle nesting site is located adjacent to Area 2. During the critical period of use from January 1 through August 31, operations shall not be allowed within ¼ mile of the active nesting site.

Acreage for sale areas was determined by GIS.

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 these two forest 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: Backbreak Ridge
COUNTY: Clatsop
CONTRACT NO.: 341-03-62

TIMBER SALE NAME: **Backbreak Ridge**

TIMBER SALE NO.: **341-03-62**

OPENING DATE: **April 15, 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.

Alder and other hardwoods, 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 **\$110.61** per MBF.
Red cedar **\$816.93** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$40,800**, 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: Backbreak Ridge 341-03-62
Date: February 13, 2003
To: Tom Scoggins
CC: Tom Savage, District Sale File
From: Marcia Humes

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls. Area 2 of this sale contains potentially suitable habitat for marbled murrelets. Area 1 does not contain suitable habitat for 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.

Surveys for marbled murrelets were conducted in Area 2 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

There are no known northern spotted owl activity centers within 1.5 miles or Marbled Murrelet Management Areas with 0.25 miles of this sale. There is a bald eagle nest near the sale area. ODF has developed a site management plan for the nesting territory.

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.

Operational Considerations

Operations shall not be permitted within 0.25 miles of the active bald eagle nest tree, or within 0.5 miles where eagles have a line of sight from the nest tree, from January 1 through August 31, annually. This restriction period may be modified if surveys during the year of operation determine that the eagles are not using the site, or have fledged their young and left the site.

Northern spotted owl survey results are valid until March 15, 2005. All timber should be felled by March 15, 2005. By ODF policy, marbled murrelet survey results are valid until April 2008.

Future Survey Plans

ODF has no plans for further survey of these sales. However, ODF has an active survey program and northern spotted owl surveys will be conducted within 3 miles of this sale during the life of the contract. Bald eagle surveys will be conducted annually.

Survey Results Summary

Table 1. Northern Spotted Owl Surveys of Backbreak Ridge

Year Survey Area	Visit #1 Date	Visit #2 Date	Visit #3 Date	Visit #4 Date	Visit #5 Date	Visit #6 Date
Backbreak Ridge Combo 2001	5/21-22	6/20-21	7/30-31			
	NR	NR	NR			
Backbreak Ridge Combo 2002	5/20-21	6/17-18 6/18-19	7/29-30			
	NR	NR	NR			

NR - no response	j - juvenile	M ₀ - mouse refused	M ₄ - 4 mice taken
V - visual response	jj - 2 juveniles	M ₁ - 1mice taken	M ₅ - 5 mice taken
bb - new bird banded	■ - last visit to site	M ₂ - 2 mice taken	M ₆ - 6 mice taken
		M ₃ - 3 mice taken	
♀♂ ♀♂ ♀♂ - Pair (day, night, early morning)		♀ ♀♀ ♀ - Female (day, night, early morning)	
♂♂ ♂♂ ♂♂ - Male (day, night, early morning)		○ ⊗ ⊙ - Sex Unkn (day, night, early morning)	

Table 2. Marbled Murrelet Surveys of Backbreak Ridge

Survey Area	Site	Station	Date	# Detections
BACKBREAK RIDGE	1	1	6/1/01	0
BACKBREAK RIDGE	1	2	6/19/01	0
BACKBREAK RIDGE	1	3	7/8/01	0
BACKBREAK RIDGE	1	3	7/31/01	0
BACKBREAK RIDGE	1	1	5/30/02	0
BACKBREAK RIDGE	1	2	6/20/02	0
BACKBREAK RIDGE	1	3	7/9/02	0
BACKBREAK RIDGE	1	3	8/1/02	0