

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

SALE NAME/NO.: North Fawcett 341-04-12

AUCTION DATE/TIME: July 15, 2003, starting at 10:00 a.m.

AUCTION LOCATION: Oregon Department of Forestry  
Tillamook District Headquarters  
5005 Third Street  
Tillamook, Oregon 97141  
(503) 842-2545 FAX (503) 842-3143

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry  
Tillamook District Headquarters  
5005 Third Street  
Tillamook, Oregon 97141  
(503) 842-2545 FAX (503) 842-3143

HARVEST TYPE: 150 net acres: 40 acres net clearcut harvest in 35- to 45-year-old timber; 110 net partial cut acres in 60- to 65-year-old timber.

SALE LOCATION: Portions of Sections 22, 23, 24, 25, and 26, T2S, R9W, W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: For Areas 1 through 5 and 9, access via Chance Road, Chance-Mill Tie Road, and the 2000, 3000, and 4000 Roads.  
  
For Areas 6 through 8, access approximately 10 miles south of Tillamook via Highway 101, Munson Creek Road, and Simmons Ridge Road.

**Obtain a gate key from the ODF Tillamook office to access Areas 1 through 5 and 9.**

**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"	194								167	27								
W Hem. / fir	15"	1,606							568	888	150								
Sitka Spruce	16"	393							149	212	32								
Red Alder	12"	59																59	
Sale Total		2,252																	

MINIMUM BID: BID SPECIES Hemlock ..... \$ 67.38 per MBF

NO-BID SPECIES Spruce ..... \$ 67.56 per MBF  
Douglas-fir ..... \$277.68 per MBF  
Alder ..... \$301.01 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. Bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: February 28, 2005 BID METHOD: Sealed Bids

BID DEPOSIT: \$20,600 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:	80% cable; 20% tractor.
PROJECTS:	None.
FEES:	None.
ENDANGERED SPECIES ACT COMPLIANCE STATEMENT:	<p>The Oregon Department of Forestry (ODF) is engaged in an active threatened and endangered (T&amp;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&amp;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&amp;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.</p> <p>Prospective purchasers are encouraged to contact the Tillamook ODF District at 503-842-2545 for further information or questions relative to threatened or endangered species surveys, future planned survey information, or other threatened or endangered species information.</p>
SPECIAL REMARKS:	<p><b>SEASONAL RESTRICTIONS APPLY - SEE SECTION 39.</b></p> <p>Acreage was determined using ortho photographs and GIS.</p> <p>See "Logging Plan" in Cruise Report for areas expected to be thinned.</p> <p>PURCHASER's use of Chance-Mill Tie Road will require a road use agreement with Simpson Resource Company requiring road maintenance and \$1,000,000 insurance.</p>
SALE OBJECTIVES:	Harvest Douglas-fir with severe symptoms of Swiss needle cast to prepare for replanting with other native conifer species. Reduce stocking to encourage growth and promote understory development.

<p>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.</p>
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**See inside front cover of Auction Schedule booklet for disclaimer regarding all governmental regulatory actions.**

<b>SALE NAME:</b>	<b>North Fawcett</b>
<b>COUNTY:</b>	<b>Tillamook</b>
<b>CONTRACT NO.:</b>	<b>341-04-12</b>

TIMBER SALE NAME: **North Fawcett**

TIMBER SALE NO.: **341-04-12**

OPENING DATE: **July 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:

**Hemlock**, 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:

**Spruce** ..... \$ **67.56** per MBF.  
**Douglas-fir** ..... \$ **277.68** per MBF.  
**Alder** ..... \$ **301.01** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$20,600**, payable to the Oregon Department of Forestry.

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 they fail 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 Individual or Company and Authorized Official)

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:** North Fawcett 341-04-12  
**Date:** January 8, 2003  
**To:** Bob Gustavson  
**CC:** Mark Labhart, District Sale File  
**From:** Marcia Humes

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### Habitat Suitability

Several units of this sale contain, or are contiguous to, potentially suitable habitat for northern spotted owls and marbled murrelets.

### Survey Results

The units involved in this sale were originally surveyed as two separate sales: North Fawcett and Simmons Creek.

This sale was surveyed for northern spotted owls in 2001 and 2002, using a protocol endorsed by the U.S. Fish and Wildlife Service<sup>1</sup>. There were no observations of northern spotted owls during any of these surveys. An unknown *Strix* sp. owl was heard during one survey in 2001. Although it was felt that this was not likely to be a spotted owl, additional follow-up visits were conducted, with no further observations.

Surveys for marbled murrelets were conducted in 2001 and 2002, using a protocol developed by the Pacific Seabird Group<sup>2</sup>. Murrelets were heard at North Fawcett, Site 1 in 2001, but 10 additional surveys in 2002 yielded no further detections. Murrelets behaviors indicating occupancy were observed at Simmons Creek, Site 1 in 2001, adjacent to one of the sale units. As a result, an existing Marbled Murrelet Management Area was expanded to include this habitat.

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

<sup>2</sup> 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.

**Known T&E Resources**

There are no known northern spotted owl activity centers affecting this sale.

Portions of this sale are within 0.25 miles of a Marbled Murrelet Management Area.

**Operational Considerations**

Seasonal operating restrictions are in effect from April 1 through September 15, annually, for portions of this sale within 0.25 miles of the Marbled Murrelet Management Area. However, operations may be allowed from the period of two hours after sunrise until two hours before sunset, from August 6 through September 15.

Northern spotted owl survey results are valid until March 15, 2005. By ODF policy, marbled murrelet survey results are valid until April 2007. All timber should be felled by March 15, 2005.

**Future Survey Plans**

ODF has no plans for further survey of this sale.

## Survey Results Summary

**Table 1. Northern Spotted Owl Surveys of North Fawcett**

[illegible]

**Table 2. Marbled Murrelet Surveys of North Fawcett**

Survey Area	Site	Station	Date	# Detections
NORTH FAWCETT	1	1	5/17/01	2
NORTH FAWCETT	1	2	5/31/01	0
NORTH FAWCETT	1	1	6/14/01	0
NORTH FAWCETT	1	2	7/3/01	0
NORTH FAWCETT	1	1	7/29/01	2
NORTH FAWCETT	1	1	5/2/02	0
NORTH FAWCETT	1	2	5/14/02	0
NORTH FAWCETT	1	1	5/28/02	0
NORTH FAWCETT	1	2	6/4/02	0
NORTH FAWCETT	1	1	6/11/02	0
NORTH FAWCETT	1	2	6/26/02	0
NORTH FAWCETT	1	1	7/9/02	0
NORTH FAWCETT	1	2	7/16/02	0
NORTH FAWCETT	1	2	7/23/02	0
NORTH FAWCETT	1	1	7/30/02	0
SIMMONS CREEK	1	1	5/8/01	1
SIMMONS CREEK	1	2	5/22/01	0
SIMMONS CREEK	1	3	5/31/01	0
SIMMONS CREEK	1	1	6/8/01	3