

**NOTICE OF TIMBER SALE**

**(Recovery – Scaled Sale)**

SALE NAME/NO.: Yellow Bus 341-04-70  
 AUCTION DATE/TIME: December 16, 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: 470 acres of clearcut harvest in five areas and 327 acres of regeneration harvest in one area of 40-year-old Douglas-fir with severe symptoms of Swiss needle cast.  
 SALE LOCATION: Portions of Sections 8, 9, 16, 17, and 18, T2S, R7W, W.M., Tillamook County, Oregon.  
 DIRECTIONS TO TIMBER SALE AREA: Proceed up Trask River County Road approximately 12.5 miles to Toll Road. Travel up Toll Road approximately 4.25 miles to the Blue Bus 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	15"	11,688							1,396	8,924	1,368								
Red Alder	15"	191																	191
Sale Total		11,879																	

MINIMUM BID: BID SPECIES Douglas-fir..... \$ 198.69 per MBF  
 NO BID SPECIES Alder and other hardwoods..... \$56,154.00 TOTAL PRICE

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 \$68,214 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 (\$69,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2006 BID METHOD: Sealed Bids  
 BID DEPOSIT: \$231,000 SALE TYPE: Recovery/BOF – 100%  
 INSURANCE: \$500,000 Commercial General Liability; \$500,000 Automobile Liability; \$500,000 Logger's Broad Form  
 HARVEST METHOD: 80% cable; 20% ground.  
 PROJECTS: Road improvement and construction.

FEES:

None.

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 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.

SPECIAL REMARKS:

**SEASONAL RESTRICTIONS APPLY - SEE SECTION 39.**

Timber sale acreage was calculated using GIS and digital orthophotos.

Payment for hardwoods shall be in 2 installments. The first installment shall be paid prior to log hauling, except for the removal of trees which are felled for road construction or improvement. The full price for hardwoods shall be paid prior to August 31, 2006 (Section 42).

SALE OBJECTIVES:

Removal of Douglas-fir with severe symptoms of Swiss needle cast and removal of alder to prepare for planting with other native conifer species.

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: Yellow Bus**  
**COUNTY: Tillamook**  
**CONTRACT NO.: 341-04-70**

TIMBER SALE NAME: **Yellow Bus**

TIMBER SALE NO.: **341-04-70**

OPENING DATE: **December 16, 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:

Alder and other hardwoods ..... \$56,154.00 TOTAL PRICE.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$231,000**, 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:** Yellow Bus  
**Date:** October 22, 2003  
**To:** Ed Keith  
**CC:** Mark Labhart, District Sale File  
**From:** Marcia Humes

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### **Habitat Suitability**

This sale is located within the Tillamook Burn. Current ODF policy does not require surveys for northern spotted owls in the Tillamook Burn due to the marginal quality of the habitat and the extensive amount of this habitat on the landscape.

This sale does not contain suitable habitat for marbled murrelets.

### **Survey Results**

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

### **Known T&E Resources**

There are no known northern spotted owl activity centers within 1.5 miles or Marbled Murrelet Management Areas within 0.25 miles of this sale.

### **Operational Considerations**

There are no seasonal restrictions or felling deadlines associated with northern spotted owls or marbled murrelets for this sale.

### **Future Survey Plans**

There are no future survey plans for this sale.