

## NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Mac Attack 341-04-75

AUCTION DATE/TIME: February 20, 2004, 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 (541) 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 (541) 357-4548

HARVEST TYPE: 85-acre clearcut; average age is 58 years old.

SALE LOCATION: Portions of Sections 25, 26, T4N, R6W, W.M., Clatsop County.

DIRECTIONS TO TIMBER  
SALE AREA: Enter the North Fork of Wolf Creek Road at Milepost 35 of Highway 26. Drive approximately 4.5 miles to the junction of the McGregor 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	17"	1,985							861	949	175								
Sale Total		1,985																	

MINIMUM BID: BID SPECIES Douglas-fir ..... \$403.08 per MBF

NO-BID SPECIES Hemlock and other conifers..... \$150.00 per MBF  
Red alder and other hardwoods ..... \$250.00 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 \$134,890.00 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 (\$135,000), 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: \$66,500 SALE TYPE: Recovery/BOF – 100%

INSURANCE: \$500,000 Commercial General Liability; \$500,000 Automobile Liability;  
\$500,000 Logger's Broad Form

HARVEST METHOD: 35% cable; 65% ground-based.

PROJECTS: 0.23 mile of new construction dirt spurs.  
Installation of 2 bridges and 1 fish passage culvert.

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 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.**

- Elevation is 1,750 to 2,050 feet.
- Acres were determined by GIS and the use of ortho photographs.
- 2,000 feet cat fire trail and 1,500 feet of hand constructed fire trail.
- Expend up to 16 hours with a log loader sorting and stacking slash debris for the purpose of firewood cutting.
- Expend up to 16 hours with a log loader blocking skid roads.
- Expend up to 24 hours with a log loader pulling slash away from marked reserve trees.

SALE OBJECTIVES:

This sale is aligned with the goals and strategies of the NW Oregon State Forests Management Plan and is consistent with the management approaches and activities described in the Forest Grove District Implementation Plan.

The purpose of this sale is to:

- Meet future stand type targets by converting Closed Single Canopy and Understory stand types to a Regeneration stand type.
- Meet harvest objectives established in the Implementation Plan and FY04 Annual Operations Plan that provide logs for mills and revenue to the County and local taxing districts.

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:** Mac Attack  
**COUNTY:** Clatsop  
**CONTRACT NO.:** 341-04-75

TIMBER SALE NAME: **Mac Attack**

TIMBER SALE NO.: **341-04-75**

OPENING DATE: **February 20, 2004**

## **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** ..... **\$150.00** per MBF.

**Red alder and other hardwoods** ..... **\$250.00** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$66,500**, 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:** Mac Attack  
**Date:** October 28, 2003  
**To:** Erik Marcy  
**CC:** Dave Johnson, District Sale File  
**From:** Marcia Humes

---

### **Habitat Suitability**

This sale contains suitable habitat for northern spotted owls. It does not contain suitable habitat for marbled murrelets.

### **Survey Results**

This sale was surveyed for northern spotted owls in 2002 and 2003, 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.

### **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**

Northern spotted owl survey results are valid until March 15, 2006. This is within the current contract expiration date of October 1, 2005.

### **Future Survey Plans**

ODF has no plans for further survey of this sale. However, surveys for northern spotted owls will take place within 3 miles of this sale during the life of the contract, as part of ODF's survey of other planned operations.

---

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

**Table 1. Northern Spotted Owl Surveys of Mac Attack**

● Page 2