

# NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Joe Buck 341-05-02

AUCTION DATE/TIME: July 21, 2004, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry  
Coos District – CFPA Crewhouse  
63612 Fifth Road  
Coos Bay, Oregon 97420  
(541) 267-4136 FAX (541) 269-2027

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry  
Coos District  
63612 Fifth Road  
Coos Bay, Oregon 97420  
(541) 267-4136 FAX (541) 269-2027

HARVEST TYPE: Regeneration harvest of approximately 27 acres of 123- to 130-year-old, mature second-growth Douglas-fir sawtimber and 3 acres of 38-year-old, second-growth Douglas-fir sawtimber.

SALE LOCATION: The timber sale area is located in portions of Sections 14 and 15, T23S, R11W, W.M., Coos County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: The timber sale area is located approximately 26 miles northeast of Coos Bay via Allegany, West Fork Millicoma Road, the 2000 Road, and the 2470 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	31"	1,562			62		125		906	453	16								
W Hem. / fir	21"	75							33	42									
Red Alder	20"	67							22	31	14								
Sale Total		1,704																	

MINIMUM BID: BID SPECIES Douglas-fir..... \$484.19 per MBF

NO-BID SPECIES Western hemlock and other conifers .... \$268.20 per MBF  
Western red cedar..... \$600.00 per MBF  
Red alder and other hardwoods..... \$497.10 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 \$105,143 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 (\$106,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: November 1, 2006 BID METHOD: Sealed Bids

BID DEPOSIT: \$70,400 SALE TYPE: Recovery/CSL – 100%

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

HARVEST METHOD: 100% uphill cable yarding with full and single-end suspension.

PROJECTS: Road and landing construction, road improvement, road surfacing, and rock stockpile delivery.

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 Coos ODF District at (541) 267-4136 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 electronic digitizing using digital ortho-photography and ArcView GIS software program.

Create 15 snags by topping trees, per Section 58.

SALE OBJECTIVES: The objectives of this timber sale are to provide revenue for the Common School Fund and to create a young-age class stand in accordance with the balanced landscape approach to the Elliott State Forest Management Plan.

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: Joe Buck**  
**COUNTY: Coos**  
**CONTRACT NO.: 341-05-02**

TIMBER SALE NAME: **Joe Buck**

TIMBER SALE NO.: **341-05-02**

OPENING DATE: **July 21, 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:

**Western hemlock and other conifers** ..... **\$268.20** per MBF.  
**Western red cedar** ..... **\$600.00** per MBF.  
**Red alder and other hardwoods** ..... **\$497.10** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$70,400**, 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:** Joe Buck  
**Date:** April 6, 2004  
**To:** Norma Kline  
**CC:** Jim Young, District Sale File  
**From:** Marcia Humes

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### **Habitat Conservation Plan Area**

This sale is within an area covered by a Habitat Conservation Plan (HCP) approved by the U. S. Fish and Wildlife Service. The Incidental Take Permit (ITP) for the HCP covers northern spotted owls. Under the provisions of this HCP, surveys are not required for northern spotted owls.

### **Habitat Suitability**

This sale contains potential habitat for marbled murrelets.

### **Survey Results**

Surveys for marbled murrelets were conducted in 2002 and 2003, using a protocol developed by the Pacific Seabird Group<sup>1</sup>. Murrelets were detected during 2 surveys; however, subcanopy behaviors were not observed. Presence detections at site 1 were obtained from a survey station located within an adjacent Marbled Murrelet Management Area (MMMA).

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

A portion of this sale is within 0.25 miles of a Marbled Murrelet Management Area.

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<sup>1</sup> Evans, D. M., W. P. Ritchie, S. K. Nelson, E. Kuo-Harrison, Peter Harrison, T. E. Hamer, eds. 2000, revised 2003. 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. 76 pp.

## Operational Considerations

Seasonal operating restrictions will be in effect from April 1 through September 15, annually, for that portion of the sale that is within 0.25 miles of the MMMA. Operations may be allowed from 2 hours after sunrise until 2 hours before sunset from August 6 through September 15, annually. Marbled murrelet survey results are valid until April 1, 2009, within the contract duration of this sale.

## Future Survey Plans

There are no future survey plans for this sale.

## Survey Results Summary

**Table 1. Marbled Murrelet Survey Results for Joe Buck**

Survey Area	Site	Station	Date	#Detections
JOE BUCK	1	4	5/9/02	0
JOE BUCK	1	3	5/19/02	0
JOE BUCK	1	2	6/4/02	0
JOE BUCK	1	1	7/3/02	4
JOE BUCK	1	5	7/18/02	0
JOE BUCK	1	5	5/2/03	0
JOE BUCK	1	4	5/9/03	0
JOE BUCK	1	3	5/21/03	0
JOE BUCK	1	2	5/31/03	0
JOE BUCK	1	1	6/6/03	0
JOE BUCK	1	5	7/3/03	0
JOE BUCK	1	4	7/11/03	0
JOE BUCK	1	3	7/22/03	0
JOE BUCK	1	1	7/28/03	0
JOE BUCK	2	1	5/3/02	0
JOE BUCK	2	2	5/17/02	0
JOE BUCK	2	3	6/9/02	0
JOE BUCK	2	4	7/4/02	0
JOE BUCK	2	5	7/19/02	0
JOE BUCK	2	5	5/4/03	1
JOE BUCK	2	4	5/12/03	0
JOE BUCK	2	3	5/22/03	0
JOE BUCK	2	2	5/30/03	0
JOE BUCK	2	1	6/9/03	0
JOE BUCK	2	5	7/2/03	0
JOE BUCK	2	3	7/8/03	0
JOE BUCK	2	2	7/20/03	0
JOE BUCK	2	1	7/28/03	0