

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

SALE NAME/NO.: Camp Toberson 341-05-18

AUCTION DATE/TIME: December 14, 2004, 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: Partial cut - 96 acres
Approximate Age - 68 years

SALE LOCATION: Portions of Section 29, T3N, R9W, W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Highway 101 north to Highway 53 north to Camp Four Road. After Milepost 2, take Toberson Road, approximately 0.8 mile to timber sale area. Locked gate at beginning of Camp Four 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	18"	456							201	214	41								
W Hem./fir	15"	593							148	332	113								
Red Alder	17"	684															684		
Sale Total		1,733																	

MINIMUM BID: BID SPECIES Red alder..... \$367.70 per MBF
Douglas-fir..... \$333.54 per MBF

NO-BID SPECIES Hemlock \$139.47 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 \$59,655 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 (\$60,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: March 31, 2007 BID METHOD: Sealed Bids

BID DEPOSIT: \$42,600 SALE TYPE: Recovery/BOF - 100%

INSURANCE: \$2,000,000 Commercial General Liability; \$2,000,000 Automobile Liability;
\$2,000,000 Logger's Broad Form

HARVEST METHOD: 95% cable, 5% ground.

PROJECTS: 0.3 mile new road construction
1.3 miles road improvement

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.**
Acreage was calculated from a GIS digital orthophoto.
All felling shall be completed by March 15, 2007.
See logging plan in cruise report for acres expected to be harvested.
Secure road license agreement with Green Diamond prior to road construction.
Locked Gate. A key can be obtained from the Tillamook District Office for the locked gate on Camp Four Road.

SALE OBJECTIVES: Harvest alder and partial cut remaining Douglas-fir and western hemlock to develop multi-layered conifer stand.

<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.

SALE NAME: Camp Toberson
COUNTY: Tillamook
CONTRACT NO.: 341-05-18

TIMBER SALE NAME: **Camp Toberson**

TIMBER SALE NO.: **341-05-18**

OPENING DATE: **December 14, 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:

Bid Species:

Red alder, sawmill grade or better, _____
_____. Dollars (\$) _____ per MBF.

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 **\$139.47** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$42,600**, 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 notice of intent to award; 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: Camp Toberson
Date: August 16, 2004
To: Barbara Moore
CC: Mark Labhart, District Sale File
From: Marcia Humes

Habitat Suitability

This sale contains suitable habitat for northern spotted owls and potential habitat for marbled murrelets.

Survey Results

This sale was surveyed for northern spotted owls in 2003 and 2004, 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 2003 and 2004, using a protocol developed by the Pacific Seabird Group². There were several observations of marbled murrelets during these surveys, including subcanopy observations indicating occupancy.

Known T&E Resources

There are no known northern spotted owl activity centers within 1.5 miles of this sale.

As a result of subcanopy behaviors observed during surveys, a Marbled Murrelet Management Area (MMA) has been established within 0.25 miles of this sale. Portions of the original planned sale area were incorporated into the MMA and removed from the final sale area.

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, 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.

Seasonal operating restrictions will apply for this sale from April 1 through September 15, annually. From August 6 through September 15, operations may be conducted from 2 hours after sunrise until 2 hours before sunset.

Future Survey Plans

Survey Results Summary

[illegible]

Table 2. Marbled Murrelet Surveys for Camp Toberson

Survey Area	Site	Station	Date	# Detections
CAMP TOBERSON	1	3	5/2/2003	0
CAMP TOBERSON	1	2	5/9/2003	8
CAMP TOBERSON	1	1	5/20/2003	0
CAMP TOBERSON	1	2	6/2/2003	1
CAMP TOBERSON	1	3	6/13/2003	1
CAMP TOBERSON	1	2	6/23/2003	30
CAMP TOBERSON	1	2	7/7/2003	1
CAMP TOBERSON	1	1	7/16/2003	15
CAMP TOBERSON	1	2	7/24/2003	15
CAMP TOBERSON	1	1	8/4/2003	7
CAMP TOBERSON	2	3	5/5/2003	0
CAMP TOBERSON	2	3	5/14/2003	0
CAMP TOBERSON	2	1	5/21/2003	0
CAMP TOBERSON	2	2	6/3/2003	0
CAMP TOBERSON	2	2	6/19/2003	0
CAMP TOBERSON	2	1	6/27/2003	0
CAMP TOBERSON	2	3	7/8/2003	0
CAMP TOBERSON	2	2	7/18/2003	3
CAMP TOBERSON	2	2	7/24/2003	33
CAMP TOBERSON	1	2	6/3/2004	0
CAMP TOBERSON	1	1	6/15/2004	0
CAMP TOBERSON	1	3	6/28/2004	0
CAMP TOBERSON	1	1	7/18/2004	0
CAMP TOBERSON	1	3	7/28/2004	0
CAMP TOBERSON	1	2	8/2/2004	0
CAMP TOBERSON	2	3	5/22/2004	0
CAMP TOBERSON	2	2	5/28/2004	8
CAMP TOBERSON	2	2	7/7/2004	0