

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Stein Logger 341-05-36

AUCTION DATE/TIME: October 22, 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 (503) 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 (503) 357-4548

HARVEST TYPE: 220 acres of automark, partial cut-heavy (PC-H) and 187 acres of automark, partial cut-moderate (PC-M); and 17 acres of Right-of-Way. Average age of timber is 55 years.

SALE LOCATION: Portions of Sections 27, 28, 33, 34, and 35, T1S, R6W, W.M., Washington County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Haul route is approximately 4.5 miles along Turner Creek Road, another 2.5 miles on Flora Mainline, 0.8 mile on 2-5-10, and 0.9 mile on 2-6-31 (Steinberg Ridge Road) to the beginning of the timber sale area.

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"	6,184							1,957	3,479	748								
W Hem./fir	22"	4							2	2									
Red Alder	10"	1								1									
Sale Total		6,189																	

MINIMUM BID: BID SPECIES Douglas-fir..... \$380.76 per MBF

NO-BID SPECIES Western hemlock and other conifers \$178.78 per MBF

Red alder and other hardwoods..... \$312.51 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 \$462,255 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 (\$463,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

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

BID DEPOSIT: \$189,300 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: 70% cable, 30% ground yarding; approximately 60 intermediate supports; maximum cable yarding distance is approximately 1400'.

PROJECTS: Project No. 1: Construct 3.14 miles of new road and improve 0.41 mile of existing road for sale access. Project No. 2: Surface 3.55 miles of new and improved roads (10,496 cubic yards of 6" - 0). Project No. 3: Surface 5.7 miles of the N.F. Trask River Road with (11,947 cubic yards of 1½"-0) rock from a commercial source. Project No. 4: Grass seed and fertilize areas of disturbed soil.

FEES: PURCHASER shall pay Weyerhaeuser Company a \$350 administrative fee for road use.

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.**
ALL FELLING MUST BE COMPLETED BY MARCH 15, 2006.

Top 407 trees for snag creation.

Elevation is 1,800 - 2,600 feet.

Access to the timber sale area is subject to a permit, which PURCHASER shall complete with Weyerhaeuser Company. STATE shall provide PURCHASER with a sample form of the permit. A one-time \$350.00 fee shall be paid to Weyerhaeuser Company.

Gross acres were determined by ArcView GIS. Net acres were determined by subtracting non-thinnable areas, stream buffers, and road (R/W) acres.

48 hours of shovel time for blocking skid roads and piling slash.

24 hours of shovel time for blocking and waterbarring OHV trails.

A Weyerhaeuser Company gate on Turner Creek Road may be locked at any time. Another gate near the Rock Pit may also be locked. STATE will provide a key or combination for locked gate.

SALE OBJECTIVES: This sale is aligned with the objectives of the NWO Forest Management Plan. The Plan presents guiding principles, a forest vision, and resource management goals.

Guiding Principles (in part) - To secure the greatest permanent value of these lands to the state, the State Forester shall maintain these lands as forest lands and actively manage them in a sound environmental manner to provide sustainable timber harvest and revenues to the state, counties, and local taxing districts. This management focus is not exclusive of other forest resources but must be pursued within a broader management context.

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: Stein Logger
COUNTY: Washington

CONTRACT NO.: 341-05-36

TIMBER SALE NAME: **Stein Logger**

TIMBER SALE NO.: **341-05-36**

OPENING DATE: **October 22, 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:

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 **\$178.78** per MBF.
Red alder and other hardwoods **\$312.51** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$189,300**, 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: Stein Logger
Date: July 1, 2004
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 potential 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 Service¹. There were no observations of northern spotted owls during these surveys.

Surveys for marbled murrelets are not necessary.

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. All timber should be felled prior to this date.

Future Survey Plans

ODF has no plans for further survey of this sale. However, ODF has an active survey program, and northern spotted owl surveys will be conducted within 3 miles of this sale during the life of the contract.

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

Survey Results Summary

Table 1. Northern Spotted Owl Surveys of Stein Logger

Year	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Survey Area	Date	Date	Date	Date	Date	Date
Stein Logger 2002	6/2-3	6/26-27	8/7-8			
	NR	NR	NR			
Stein Logger 2003	5/29	6/19-20	8/5			
	5/29-30	6/19	8/5-6			
	NR	NR	NR			
<p>NR - no response j - juvenile M₀ - mouse refused M₄ - 4 mice taken V - visual response jj - 2 juveniles M₁ - 1mice taken M₅ - 5 mice taken bb - new bird banded ■ - last visit to site M₂ - 2 mice taken M₆ - 6 mice taken M₃ - 3 mice taken</p> <p>♀♂ ♀♂ ♀♂ - Pair (day, night, early morning) ♀ ♀♀ - Female (day, night, early morning) ♂♂ ♂♂ ♂♂ - Male (day, night, early morning) ○ ⊗ ⊗ - Sex Unkn (day, night, early morning)</p>						