

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

SALE NAME/NO.: Beavers' Revenge 341-06-36

AUCTION DATE/TIME: December 15, 2005, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Western Lane District Headquarters
87950 Territorial Highway
Veneta, Oregon 97487
(541) 935-2283 FAX (541) 935-0731

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Western Lane District Headquarters
PO Box 157
Veneta, Oregon 97487
(541) 935-2283 FAX (541) 935-0731

HARVEST TYPE: Approximately 142 acres of heavy thinning (predominately Douglas-fir), 26 acres of modified clearcut (mix of Douglas-fir and western hemlock), and 6 acres R/W in 65- to 75-year-old timber. Approximately 50 acres of medium thinning and 4 acres R/W in 40- to 45-year-old Douglas-fir.

SALE LOCATION: Portions of Sections 10 and 12, T16S, R8W, W.M., Lane County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Highway 36 (0.4 mile west of MP 29), go north 1.5 miles on Swamp Creek Road, then continue northwest 2.2 miles on the 16-7-6 Road; for Area 1, turn onto the 16-8-1 Road and continue southwest for 2.3 miles; for Area 2, turn onto the 16-8-2.1 Road (behind gate) and continue south 0.6 mile to the start of Spur 1 construction; for Area 3, continue northwest on the 16-7-6 Road for an additional 2.2 miles, then 1.6 miles southwest on the 3525 Road.

A gate key is available at Western Lane Headquarters for access into Area 2.

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"	3,160							1,268	1,497	395								
W Hem. / fir	13"	639							94	399	146								
Red Alder	12"	40								9	31								
Sale Total		3,839																	

MINIMUM BID: BID SPECIES Douglas-fir..... \$ 320.93 per MBF

NO-BID SPECIES Western hemlock and other conifers \$ 85.59 per MBF**

Western red cedar..... \$ 515.00 per MBF

Red alder and other hardwoods..... \$9,752.80 TOTAL PRICE

****THE PRICE PER MBF FOR WESTERN HEMLOCK SHALL BE DETERMINED BY MULTIPLYING THE MINIMUM PRICE FOR WESTERN HEMLOCK BY A BID-UP FACTOR. THE BID-UP FACTOR SHALL BE DETERMINED BY DIVIDING THE BID PRICE FOR DOUGLAS-FIR BY THE MINIMUM PRICE FOR DOUGLAS-FIR. FIVE DECIMAL PLACES SHALL BE USED TO CALCULATE THE BID-UP FACTOR.**

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 \$136,655 after the project work is completed and accepted, as described in Section 2630, "[Credit for Project Work](#)."

The timber sale areas contain negligible volumes of other logs to be paid for at the prices in Section 1740.

PERFORMANCE SECURITY: 20% of bid value (unknown) **or** the total value of the project work (\$137,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE:	November 30, 2007	BID METHOD:	Sealed Bids
BID DEPOSIT:	\$94,100	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:	Appraised as 75% cable and 25% ground skidding on portions of Areas I, II and III.		
PROJECTS:	3.5 miles of road construction, which includes 1.8 miles of rock surfacing.		
FEES:	Road use and maintenance fees, and payment for Bureau of Land Management (BLM) right-of-way timber (see Section 2120).		
ENDANGERED SPECIES ACT COMPLIANCE STATEMENT:	<p>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.</p> <p>Prospective purchasers are encouraged to contact the Western Lane ODF District at Veneta (541) 935-2283 for further information or questions relative to threatened or endangered species surveys, future planned survey information, or other threatened or endangered species information.</p>		
SPECIAL REMARKS:	<p>SEASONAL RESTRICTIONS APPLY - SEE SECTION 39.</p> <ul style="list-style-type: none"> • Acres were determined by transferring unit boundaries from topographic maps and aerial photos to orthophotos in GIS. • A gate key is available at Western Lane Headquarters for access into Area II. • Total purchase price for hardwoods must be paid prior to commencement of operations (see Section 1110). • Snag creation is required in Areas I and II (see Section 2335). 		
SALE OBJECTIVES:	<p>Area I will be heavily thinned and Area 3 will be moderately thinned to promote a future layered structure.</p> <p>Area II will be a modified clearcut to promote diversity across the landscape as regeneration.</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.

See inside front cover of Timber Sale Schedule handbook for disclaimer regarding all governmental regulatory actions.

SALE NAME:	Beavers' Revenge
COUNTY:	Lane
CONTRACT NO.:	341-06-36

TIMBER SALE NAME: **Beavers' Revenge**

TIMBER SALE NO.: **341-06-36**

OPENING DATE: **December 15, 2005**

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: THE CONTRACT PRICE FOR WESTERN HEMLOCK SHALL BE DETERMINED BY MULTIPLYING THE MINIMUM PRICE PER MBF FOR WESTERN HEMLOCK BY THE BID-UP FACTOR OF THE BID SPECIES. FIVE DECIMAL PLACES SHALL BE USED TO CALCULATE THE BID-UP FACTOR.

No-bid species will remain as shown:

Western red cedar \$ **515.00** per MBF.
Red alder and other hardwoods **\$9,752.80** TOTAL PRICE.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$94,100**, 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: Beavers' Revenge
Date: October 11, 2005
To: Art McCoy
CC: Rick Rogers, District Sale File
From: Marcia Humes

Habitat Suitability

This sale contains suitable habitat for northern spotted owls and potential habitat for marbled murrelets in Areas 1 and 2 only. Area 3 does not contain suitable habitat for northern spotted owls or potential habitat for marbled murrelets.

Survey Results

Areas 1 and 2 of this sale were surveyed for northern spotted owls in 2003, 2004 and 2005, using a protocol endorsed by the U.S. Fish and Wildlife Service¹. Northern spotted owls were not observed during these surveys.

Surveys for marbled murrelets were conducted for Areas 1 and 2 in 2003, 2004 and 2005, using a protocol developed by the Pacific Seabird Group². Murrelets were not detected during these surveys.

Known T&E Resources

There are no known northern spotted owl sites within 1.5 miles of Areas 1 and 2 of this sale. Area 3 of this sale is within 1.5 miles of the Upper Greenleaf northern spotted owl activity center. A biological assessment of the sale's impact on the activity center has been conducted. The U.S. Fish and Wildlife Service reviewed this

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.

Table 2. Marbled Murrelet Surveys of Beavers' Revenge (surveyed as Green Pont)

Survey Area	Site	Station	Date	# Detections
GREEN PONT A	1	3	5/23/2003	0
GREEN PONT A	1	2	6/17/2003	0
GREEN PONT A	1	4	7/5/2003	0
GREEN PONT A	1	5	7/12/2003	0
GREEN PONT A	1	1	7/29/2003	0
GREEN PONT A	1	5	5/11/2004	0
GREEN PONT A	1	4	5/19/2004	0
GREEN PONT A	1	2	6/14/2004	0
GREEN PONT A	1	3	7/8/2004	0
GREEN PONT A	1	1	7/15/2004	0
GREEN PONT A	1	1	5/18/2005	0
GREEN PONT A	1	2	6/13/2005	0
GREEN PONT A	1	3	7/5/2005	0
GREEN PONT A	1	4	7/15/2005	0
GREEN PONT A	1	5	7/26/2005	0
GREEN PONT B	2	5	5/16/2003	0
GREEN PONT B	2	1	6/3/2003	0
GREEN PONT B	2	3	6/25/2003	0
GREEN PONT B	2	2	7/4/2003	0
GREEN PONT B	2	4	7/11/2003	0
GREEN PONT B	2	2	5/5/2004	0
GREEN PONT B	2	3	5/17/2004	0
GREEN PONT B	2	5	6/6/2004	0
GREEN PONT B	2	4	7/2/2004	0
GREEN PONT B	2	1	7/17/2004	0
GREEN PONT B	2	1	5/19/2005	0
GREEN PONT B	2	3	6/14/2005	0
GREEN PONT B	2	4	7/10/2005	0
GREEN PONT B	2	5	7/17/2005	0
GREEN PONT B	2	2	7/25/2005	0