

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Porter Horse 341-07-45

AUCTION DATE/TIME: April 17, 2007, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Astoria District Headquarters
92219 Highway 202
Astoria, Oregon 97103
(503) 325-5451 FAX (503) 325-2756
(4 miles SE of Astoria on Highway 202)

DISTRICT/UNIT: Oregon Department of Forestry
OFFICE (MAILING: Astoria District Headquarters
ADDRESS FOR BIDS): 92219 Highway 202
Astoria, Oregon 97103
(503) 325-5451 FAX (503) 325-2756

HARVEST TYPE: **Areas 3, 5, 7, and 8 (Modified Clearcut – 149 acres):** These stands range from 54 to 59 years old, consisting of Douglas-fir dominated stands with patches of hemlock and alder. These stands average 17 inches in DBH, with an average merchantable height of 65 feet, removing approximately 39.5 MBF/acre.

Areas 1, 2, and 4 (Partial Cut – 171 acres): These stands are approximately 50 years old, consisting of Douglas-fir dominated mixed conifer stands with patches of alder. These stands will be harvested to an SDI of 27, with a basal area target of 130 ft², while removing approximately 83 trees per acre and 13.4 MBF/acre. The average "take" tree size is 15 inches DBH and 53 feet to a merchantable top (6 inches d.i.b.).

Areas 6 and 9 (Partial Cut – 116 acres): These stands are approximately 56 years old, consisting of Douglas-fir dominated mixed conifer stands with patches of alder. These stands will be harvested to an SDI of 25, with a basal area target of 110 ft², while removing approximately 117 trees per acre and 21.9 MBF/acre. The average "take" tree size is 15 inches DBH and 63 feet to a merchantable top (6 inches d.i.b.).

Areas 10 and 11 (in-sale R/W): There area also approximately 7 acres of right-of-way to be removed with approximately 38 MBF/acre.

SALE LOCATION: Timber Sale Areas are located in portions of Sections 23, 25, 26, and 27, T7N, R6W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Timber Sale Areas can be accessed via the McLean Hill Road off of Highway 30, located near Milepost 71 at the town of Westport. Follow McLean Hill Road south to West Creek Ridge Road for approximately 5 miles from the highway to Area 1.

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 | 17.0" | 8,077 | | | | | | | 5,000 | 2,662 | 415 | | | | | | | | |
| W Hem. / fir | 14.2" | 2,168 | | | | | | | 1,011 | 909 | 248 | | | | | | | | |
| Red Alder | 13.5" | 756 | | | | | | | | | | | | | | | | | 756 |
| Sale Total | | 11,001 | | | | | | | | | | | | | | | | | |

| | | | |
|--------------|----------------|---|------------------|
| MINIMUM BID: | BID SPECIES | Douglas-fir | \$309.48 per MBF |
| | | Western hemlock and other conifers..... | \$167.54 per MBF |
| | NO-BID SPECIES | Red cedar | \$735.00 per MBF |
| | | Red alder and other hardwoods..... | \$362.16 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 \$380,569 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 (\$381,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2009 BID METHOD: Sealed Bids

BID DEPOSIT: \$275,600 SALE TYPE: Recovery/BOF - 100%

INSURANCE: \$1,000,000 Commercial General Liability; \$1,000,000 Automobile Liability; \$1,000,000 Logger's Broad Form

HARVEST METHOD: Area 1: 88% ground-based yarding and 12% cable yarding.
Area 2: 34% ground-based yarding and 66% cable yarding.
Area 3: 100% ground-based yarding.
Area 4: 21% ground-based yarding and 79% cable yarding.
Area 5: 7% ground-based yarding and 93% cable yarding.
Area 6: 14% ground-based yarding and 86% cable yarding.
Area 7: 12% ground-based yarding and 88% cable yarding.
Area 8: 56% ground-based yarding and 44% cable yarding.
Area 9: 100% cable yarding.
Area 10 R/W: 100% ground-based yarding.
Area 11 R/W: 100% ground-based yarding.

PROJECTS: Project No. 1: Approximately 2.23 miles of sale access road construction.
Project No. 2: Approximately 3.55 miles of road improvement.
Project No. 3: Viewpoint Quarry development and rock crushing of 23,963 cubic yards of rock.
Project No. 4: Approximately 17 miles of roadside brushing.
Project No. 5: Approximately 1.2 miles of road and fill vacating.
Project No. 6: Stream enhancement on Fishhawk Creek.

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 Astoria ODF District at (503) 325-5451 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 2455.

Timber sale acreages were determined by using aerial photos and GIS.

COMPLETION OF HARVESTING OPERATIONS: All harvesting operations in at least three of Partial Cut Areas 1, 2, 4, 6, and 9, as described in the sections titled, "Felling," "Cable Yarding Specifications," and "Ground-Based Operations," must be completed by November 1, 2008.

COMPLETION OF FELLING OPERATIONS: All felling operations in the remaining Timber Sale Areas (1, 2, 3, 4, 5, 6, 7, 8, and 9), as described in the sections titled, "Felling," "Cable Yarding Specifications," and "Ground-Based Operations," must be completed by March 15, 2009.

Snag creation is required for Area 3 (Section 2335).

All projects must be completed by October 31, 2008 (Section 2620).

All felling must be completed by March 15, 2009 (Section 2310).

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 Timber Sale Schedule handbook for disclaimer regarding all governmental regulatory actions.

SALE NAME: Porter Horse
COUNTY: Clatsop
CONTRACT NO.: 341-07-45

TIMBER SALE NAME: **Porter Horse**

TIMBER SALE NO.: **341-07-45**

OPENING DATE: **April 17, 2007**

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.

Western hemlock and other conifers, 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:

Red cedar.....\$735.00 per MBF.
Red alder and other hardwoods.....\$362.16 per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$275,600**, 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. **If the undersigned fails to qualify within the thirty-day period, STATE may disqualify the undersigned from submitting another bid on this timber sale.**

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

**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.]



Oregon

Theodore R. Kulongoski, Governor

Department of Forestry

State Forester's Office

2600 State Street

Salem, OR 97310

(503) 945-7200

FAX (503) 945-7212

TTY (503) 945-7213 / 800-437-4490

<http://www.odf.state.or.us>



Biological Survey Report

Project: Porter Horse
Date: October 27, 2006
To: Dan Goody
CC: Tom Savage, District Sale File
From: Marcia Humes *Marcia*

Habitat Suitability

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

Survey Results

This sale was surveyed for northern spotted owls in 2005 and 2006, 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 are not necessary for this sale.

Known T&E Resources

There are no northern spotted owl activity centers within 1.5 miles or Marbled Murrelet Management Areas within 0.25 miles of this sale.

Operational Considerations

Current northern spotted owl survey results are valid until March 15, 2009. All timber should be felled by March 15, 2009.

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 Porter Horse

| Year | Visit #1 | Visit #2 | Visit #3 | Visit #4 | Visit #5 | Visit #6 |
|----------------------|----------|----------|----------|----------|----------|----------|
| Survey Area | Date | Date | Date | Date | Date | Date |
| Porter Horse 2005 | 5/24-25 | 6/22-23 | 8/3-4 | | | |
| | 5/25-26 | 6/23-24 | 8/4-5 | | | |
| | NR | NR | NR | | | |
| Porter Horse 2006 | 5/17-18 | 6/26-27 | 8/3-4 | | | |
| | 5/18-19 | 6/27-28 | 8/7-8 | | | |
| | NR | NR | NR | | | |

| | | | |
|--|------------------------|--|-------------------------------|
| NR - no response | j - juvenile | M ₀ - mouse refused | M ₄ - 4 mice taken |
| V - visual response | jj - 2 juveniles | M ₁ - 1 mice taken | M ₅ - 5 mice taken |
| bb - new bird banded | ■ - last visit to site | M ₂ - 2 mice taken | M ₆ - 6 mice taken |
| | | M ₃ - 3 mice taken | |
| ♀ ♀ ♀ - Pair (day, night, early morning) | | ♀ ♀ ♀ - Female (day, night, early morning) | |
| ♂ ♂ ♂ - Male (day, night, early morning) | | ○ ⊗ ⊙ - Sex Unkn (day, night, early morning) | |