

# PART III: EXHIBITS

State Timber Sale Contract  
No. 341-08-25  
Beneke Salvage

EXHIBIT B

Page 1 of 3  
629-Form 341-203

Revised 06/97

## OREGON DEPARTMENT OF FORESTRY

### TIMBER SALE OPERATIONS PLAN

(See Page 2 for instructions)



Date Received by STATE: \_\_\_\_\_

(5) State Brand Information (complete):

(1) Contract No.: 341-08-25

(2) Sale Name: Beneke Salvage

(3) Contract Expiration Date: March 31, 2008

Project Completion Dates: \_\_\_\_\_

(4) Purchaser: \_\_\_\_\_

(6) Purchaser Representatives:

Logging: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell/Other

Phone: \_\_\_\_\_

Home: \_\_\_\_\_

Logging: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell/Other

Phone: \_\_\_\_\_

Home: \_\_\_\_\_

Logging: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell/Other

Phone: \_\_\_\_\_

Home: \_\_\_\_\_

Logging: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell/Other

Phone: \_\_\_\_\_

Home: \_\_\_\_\_

(7) State Representatives:

Logging: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell/Other

Phone: \_\_\_\_\_

Home: \_\_\_\_\_

Logging: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell/Other

Phone: \_\_\_\_\_

Home: \_\_\_\_\_

(8) Name of Subcontractors & Starting Dates:

Logging: Felling \_\_\_\_\_

Date: \_\_\_\_\_

Phone: \_\_\_\_\_

Yarding: \_\_\_\_\_

Date: \_\_\_\_\_

Phone: \_\_\_\_\_

(9) Comments:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(10) Operations Map: Attach a copy of timber sale Exhibit A or other suitable map which plainly shows the items listed on the instruction sheet.

EXHIBIT B  
INSTRUCTION SHEET FOR OPERATIONS PLAN

**SUBMIT ONE COPY OF PLAN TO STATE**

Operations shall be limited to the work shown in the plan until a revised plan or supplemental plan is submitted covering additional work. Compliance with this plan is not in lieu of compliance with any federal requirements related to the federal Endangered Species Act. If STATE has prepared a required Forest Practices Act (FPA) "Written Plan" for operations, PURCHASER shall comply with all provisions of the Written Plan.

**Item No. (from Page 1)**

- (5) All sales require you to use a brand furnished by STATE. If the State brand has not been assigned when the plan is submitted, it will be furnished and assigned later. Complete drawing. If more than one brand is assigned to the sale, complete both drawings.
- (6) The contract requires you to have a designated representative available on the sale area or work location who is authorized to receive in your behalf any notice or instruction given by STATE and to take action in regard to performance under the contract. If logging and project work is widely separated, a representative is required for each.
- (7) The STATE representative will be designated when your plan is approved and is the person who will inspect and issue instructions regarding performance.
- (8) Show names of subcontractors to be used for any or all phases of the operations. If subcontractors are not known, or are changed later, give notification to the STATE representative prior to commencement of work by subcontractor.

Show projected dates for commencement of both projects and logging. If projected dates need to be changed at a later date, notification must be given to the STATE representative by supplemental plan or otherwise, prior to commencement of such operations.

- (10) The STATE representative will furnish extra copies of Exhibit A of the contract for your use in preparing the operations map. The map shall use the following legend and show:
  - 1. Landing locations, approximate setting boundaries, and probable sequence of logging the settings. Number the settings in sequence.
  - 2. Locations of spur roads planned for construction, other than those required by the timber sale contract. Provide spur road specifications.
  - 3. Location of proposed tractor yarding roads. Show if and how marked on the ground.
  - 4. Location of temporary stream crossings.
  - 5. List the sequence of performing project work.
  - 6. Location of rock sources - attach pit development plans.



Cable landing, with numbers for sequence.



Tractor landing with alphabetical sequence.



Approximate setting boundary.



Spur truck roads.



Tractor yarding roads.



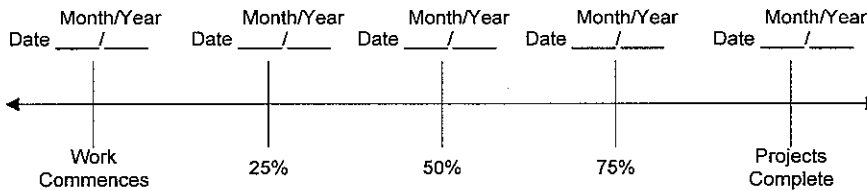
Temporary stream crossings.

EXHIBIT B  
OPERATIONS PLAN

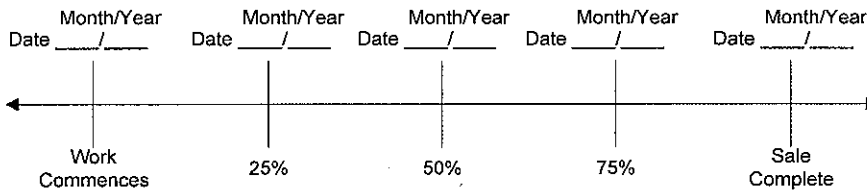
**Completion Timeline**

Indicate on the appropriate timeline below, the dates by which you plan to complete the work as required under this contract. The purpose of this section is to develop a plan that will ensure you complete the work as required, and meet the interim completion date(s) and contract expiration date. This plan is incorporated and made a part of the contract. When, in the opinion of STATE, operations are not commencing in a manner that meets the intent of this plan, you may be placed in violation of contract and your operations suspended until an amended plan is submitted and approved by STATE.

**Projects**



**Harvest & Other Requirements**



**The Federal Endangered Species Act (ESA) prohibits a person from taking any federally listed threatened or endangered species. Taking under the federal ESA may include alteration of habitat. STATE's approval of this plan does not certify that PURCHASER's operation under the plan is lawful under the federal ESA. As provided in the timber sale contract, PURCHASERS must comply with all applicable state, federal, and local laws.**

**PURCHASER's compliance with this plan is not in lieu of compliance with any federal requirements related to the federal Endangered Species Act.**

APPROVED: Date: \_\_\_\_\_

SUBMITTED BY:  
PURCHASER

STATE OF OREGON - DEPARTMENT OF FORESTRY

\_\_\_\_\_  
Title \_\_\_\_\_

\_\_\_\_\_  
Title \_\_\_\_\_

Original: Salem  
cc: PURCHASER, Operator, District File, Jewell Unit File

EXHIBIT C

SCALING INSTRUCTIONS -- LOCATION APPROVAL -- BRAND INFORMATION

(1) ORIGINAL REGISTRATION  Date \_\_\_\_\_  
 REVISION NUMBER \_\_\_\_\_  Date \_\_\_\_\_  
 CANCELLATION  Date \_\_\_\_\_

(2) TO: \_\_\_\_\_  
 (Third Party Scaling Organization)

(3) FROM: Astoria (04) Phone (503) 325-5451  
 (State Forestry District)  
 Address 92219 Hwy. 202, Astoria, OR 97103

(4) PURCHASER: \_\_\_\_\_  
 Address \_\_\_\_\_

(12) SALE NAME Beneke Salvage

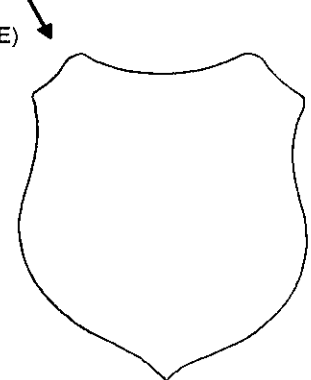
COUNTY Clatsop

(13) STATE CONTRACT NUMBER 341-08-25

(14) SCALE: westside  eastside  cubic foot

(15) STATE BRAND REGISTRATION NUMBER \_\_\_\_\_

(16) BUREAU BRAND CODE NUMBER \_\_\_\_\_

(17) STATE BRAND INFORMATION:  
 (COMPLETE) 

(5) MINIMUM SCALING SPECIFICATIONS			CLASS		
SPECIES	SCALING DIAMETER INCHES	*NET SCALE VOLUME	PER MBF	** SUM	SUB
All conifers	--	10	X		
All hardwoods	--	10	X		

\* Apply minimum volume test to whole logs over 40' Westside; 20' Eastside.  
 \*\* Sum (if indicated): see instructions and explain in Item (20).

(6) WESTSIDE SCALE: YES  NO   
 Actual taper all logs over 40' scaling length

(7) EASTSIDE SCALE: YES  NO   
 \*Actual taper butt logs over 40' scaling length

(8) PENCIL BUCK YES  NO   
 back to Minimum Scaling Diameter \_\_\_\_\_

(9) ADD-BACK VOLUME -- YES  NO   
 Deductions due to delay

(18) PAINT REQUIRED: YES   
 COLOR Orange

(19) SPECIAL SCALES
PEELABLE CULL (all species)
UTILITY/PULP (all species)
<b>NO DEDUCTIONS ALLOWED FOR MECHANICAL DAMAGE</b>
OTHER: _____
OTHER: _____

(10) APPROVED SCALING LOCATIONS	Species	Yard	Truck

(20) REMARKS: All hardwood logs less than 30 board feet shall be scaled as "Utility." Hardwood logs greater than or equal to 30 net board feet shall be scaled as a sawlog.

Operator's Name (Optional inclusion by District): \_\_\_\_\_

(21) SIGNATURES:  
 \_\_\_\_\_ Date  
 Purchaser or Authorized Representative

\_\_\_\_\_  
 State Forester Representative Date

**Notify the District within one hour when branding or painting is inadequate for quick identification, the receipts are missing, not correctly or completely filled out, and/or when logs presented for scaling are impossible to scale accurately.**

EXHIBIT C

INSTRUCTIONS FOR FORM 343-307 (rev. 5/01)

- (1) Check appropriate box. REVISION NUMBER requires comments. CANCELLATION requires Item (21). Complete date.
- (2) Designate Third Party Scaling Organization (TPSO). Send 4 copies to TPSO, 1 to purchaser, 1 to Salem, and keep such copies as to district needs.
- (3) State District office, address and phone.
- (4) Enter Purchaser's business name and address as it appears on the Contract.
- (5) Minimum Scaling Specifications. Review Section 2040 or 2045, "Log Removal," of the Contract. Species, or combined species can be separate entries. Information serves as a basis for scaling (see also Items (13) thru (17)), and is required to show existence on the sale. **PerM** (per MBF). **SUM** (lump sum material). **SUB** (submerchantable material. SUB, as used by the State, references that material containing at least 10 bf (net) but less than the lower merchantable net volume limit or grade requirements for other merchantable (PerM) entries. PerM, SUM, and Sub must be indicated by checking the appropriate column. Species with the same specifications and value are combined into one entry. PerM and Sub require scaling therefore complete specifications. SUM need not be scaled, hence no specifications. Loads containing only SUM are to be ticketed if so instructed in Item (19). Mixed loads of SUM, PERM and/or subspecies will always be scaled.
- (6) Westside -- actual taper segment scale. Check Yes or No. Special Service Rules on file with TPSO. See: Segment Scaling and Grading of Long Logs -- All Species -- State Forestry Department Scaling Practices (Westside).
- (7) Eastside -- actual taper/taper table segment scale. Special Service Rules on file with TPSO. See: Segment Scaling and Grading of Long Logs -- All Species -- State Forestry Department Scaling Practices (Eastside). Items with \* follow U.S. Forest Service Eastside rules.
- (8) Pencil Buck. Check NO if a westside sale, optional for eastside sales.
- (9) Add-Back Volume. Add-Back is normally checked YES. Scaler records deductions (sap rot, weather checks, etc.) caused by an abnormal delay in removal. Enter separately on scale ticket. TPSO provides State with summaries that include this as a net volume by species. Salvage sales and certain other circumstances may require that "NO" be checked.
- (10) Show scaling locations only applicable to TPSO. Not necessary to list markets. If all species are scaled at same location, enter "ALL."
- (11) When logging is complete, recall branding hammers, date and sign where indicated, check CANCELLATION box at top of form, and send to TPSO.
- (12) Enter sale name and county.
- (13) Enter sale Contract number.
- (14) Check Westside or Eastside log scale. Cubic foot refers to Northwest Log Rules Cubic Foot Scale.
- (15) Oregon Forest Products Brand Registry Number (optional).
- (16) DO NOT USE -- TPSO will fill in when applicable.
- (17) Show one brand only. Complete drawing. If more than one brand is assigned to the sale, (1) make separate form for each brand, and (2) on each form, explain and show other brand(s) under REMARKS, Item 19.
- (18) Check YES and designate orange.
- (19) Special Scales. These are the Special Scales that will be applied. If "Other" is indicated, please describe. Give comments in Item (19).
- (20) Use this space to designate weight conversion factors, or any other explanations to clarify scaling requirements. If additional scaling locations are approved, prepare another form showing all (old and new) locations. Check REVISION box at top of form and explain under remarks. Route as indicated.
- (21) Require purchaser to sign and date completed form.

EXHIBIT D

GRADING, PROCESSING, AND COMPACTION REQUIREMENTS

PROCESSING AND GRADING REQUIREMENTS:

- (a) Cut out all potholes and/or washboard sections from the existing surfacing.
- (b) Apply required patching and leveling rock, as directed by STATE.
- (c) Process (grade and mix) the existing surface and added base rock. Provide for a crown of 1/2-inch per foot in road width (4 to 6 percent), and where required, compact in accordance to Exhibit D.

COMPACTION REQUIREMENTS:

Crushed Rock. The rock shall be uniformly mixed and spread in layers on the approved roadbed. Each layer of crushed rock shall be moistened or dried to uniform moisture content suitable for maximum compaction and compacted in layers not to exceed 6 inches in depth. When more than 1 layer is required, each shall be shaped and compacted before the succeeding layer is placed. Any irregularities or depressions that develop during compaction of the top layer shall be corrected by loosening the material at these places and adding or removing material until the surface is smooth and uniform. Each layer shall be compacted with a minimum of 3 passes over the entire width and length of the road. A pass is defined as traveling a road section in one direction and then back over that same section again. Compaction shall be accomplished by using one or more of the approved equipment options listed below:

Rock shall be compacted and processed during the same project period it is spread, unless otherwise approved in writing by STATE.

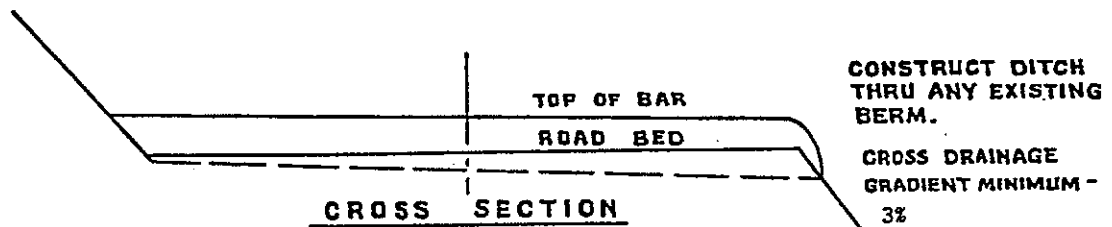
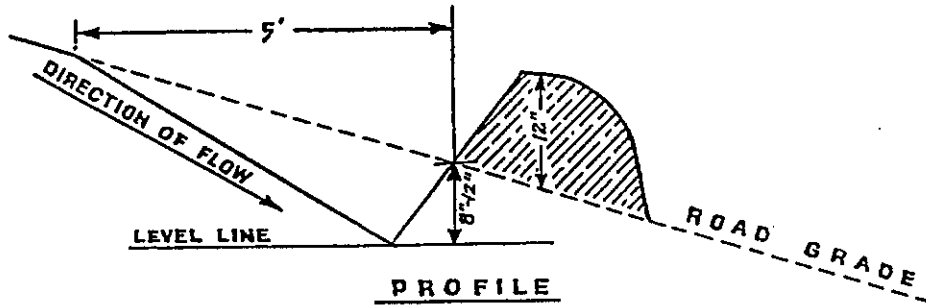
Rock shall be crowned at 4 to 6 percent unless otherwise specified.

ROAD SEGMENT	COMPACTION EQUIPMENT OPTIONS
Music Road and Foster Mainline	Vibratory Rollers

COMPACTION EQUIPMENT

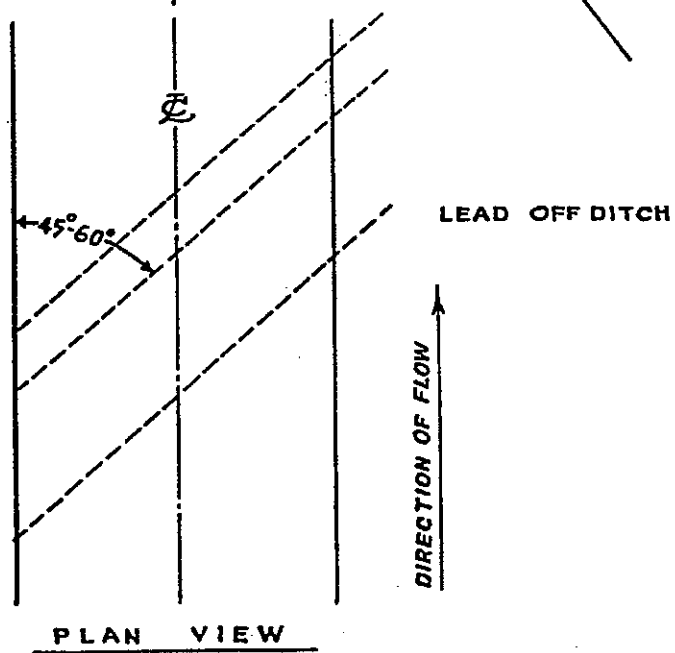
Vibratory Rollers. The drum shall have a smooth surface, a diameter not less than 48 inches, a width not less than 58 inches, and a turning radius of 15 feet or less. Vibration frequency shall be regulated in steps to 1400, 1500, and 1600 VPM, corresponding to engine speeds of 1575, 1690, and 1800 RPM. The centrifugal force developed shall be 7 tons at 1600 VPM. It shall be activated by a power unit of not less than 25 horsepower. The vibratory roller shall be self-propelled and operated at speeds ranging from 0.9 mile to 1.8 miles per hour, as directed by STATE.

EXHIBIT E  
 WATERBAR SPECIFICATIONS



SPACING OF WATERBARS

ROAD GRADE	DISTANCE
≤ 5%	400 FEET
6-10%	200 FEET
11-15%	150 FEET



**WATERBAR SPECIFICATIONS  
 FOR CROSS DITCHING #298**

EXHIBIT F

SPECIFICATIONS FOR BRUSH AND SLASH SHOVEL PILING

Description of Work to be Done

Areas designated for work under the contract shall be treated according to the specifications given below:

Clearing - Brush, logging slash, and other debris shall be cleared from planting sites and piled in windrows or piled so that 80 percent or more of the soil organic layer is exposed. All woody vegetation (other than conifer trees) is defined as brush in this exhibit.

Piles - shall be located at least 75 feet apart and shall be no more than 75 feet long. Piles shall be located inside the project area designated for piling and shall be more than 75 feet from any edge or standing conifer tree. Piles shall be built to a height of 3 to 4 feet and then covered to prevent water from reaching the slash. STATE shall supply the materials used for covering the slash. Additional woody debris shall be piled on top of the covered piles to complete the piling, as directed by STATE. Logs and chunks which are suitable for firewood shall be piled separately from slash, near roads and landings and alongside the road in locations designated by STATE.

Conifer Trees - shall be saved, unless otherwise directed by STATE.

Skid Trails - shall be ripped to a depth of 12 inches.

Residual Logs - An average of 600 cubic feet of hard conifer logs per acre. Log shall contain a minimum of 10 cubic feet of volume and be no shorter than 6 feet in length. Two logs per acre shall be at least 24 inches in diameter, on the large end, where available. Hard conifer logs must be in decay class one or two as indicated by intact bark and original wood color. Trees or logs shall be left well distributed across the unit.

Protective Measures - shall comply with Oregon Forest Practice Rules issued per ORS 527.610 to 527.992. Examples of protective measures are: (1) waterbarring tractor trails where necessary to prevent runoff toward streams; (2) not windrowing in streams or streamways; and (3) leaving stream buffers along designated streams.

Work specifications may be modified or waived only upon written notice from STATE.



EXHIBIT F

SPECIFICATIONS FOR BRUSH AND SLASH SHOVEL PILING

Equipment Type, Equipment Operation, and Conduct of Work

The specifications given below are requirements for equipment type, equipment operation, and conduct of work under the contract.

Shovel - shall be a track-mounted machine with a ground-pressure rating of not more than 6.8 PSI and a net horsepower of 85 or more. The machine shall be capable of a minimum horizontal reach of 26 feet and a minimum vertical reach of 16 feet.

Equipment	Rate	Hours	Appraised Value
Log Loader	\$ 87.50 / hour	16	\$1,400

Operator - must be experienced in operating similar equipment on land clearing operations, be able to operate the equipment proficiently, and pile the debris on the area as directed by STATE.

Support - including transport, other equipment, replacements, supplies, maintenance, and repairs shall be furnished as required to complete work; and shall be furnished without cost to STATE, other than as agreed under the contract terms.

Work Scheduling - work shall be accomplished only during dry weather conditions, and started within 14 calendar days after completion of yarding activities on Areas 3, 4A, and 5. Operations shall provide for continual operation until contract work is completed, unless interrupted by poor weather, fire closures, or other uncontrollable circumstances. Equipment breakdowns shall be repaired without undue delay, and provision shall be made for replacement of equipment to prevent prolonged delays. Piling operation shall not be allowed when operations might damage sites or affect stream flows. Any exception to these instructions must be authorized in writing by STATE.

STATE Representative - shall provide directions for the conduct of work according to specifications.

# **PART IV: OTHER INFORMATION**

## **FOREST PRACTICES ACT "WRITTEN PLAN" For Beneke Salvage 341-08-25**

**Landowner:**

Oregon Department of Forestry  
92219 Hwy 202  
Astoria, OR 97103  
(503) 325-5451

**Protected Resources:**

Any Type F streams within the salvage areas where harvesting may occur.

**Specific Sites:**

Beneke Creek, Walker Creek, Music Creek, and Type F Tributaries.

**Tree and Vegetation Retention:**

The timber sale boundary for all partial cuts are generally posted at least 25 feet from the Type F streams. The timber sale boundary for all clearcuts are generally posted at least 100 feet from the Type F streams. None of the patch cuts or modified clearcuts in this timber sale are with 100 feet of a type F stream. Most of the scattered windthrow within 100 feet of all Type F streams will be retained in the buffers.

**Practices:**

Along the above mentioned Type F streams, as well as all other perennial Type N streams not listed, the following practices are required under the timber sale contract:

- No trees will be felled within stream buffers (RMA's).
- No ground based logging equipment will be permitted within the RMA's.

I, the undersigned, submit this written plan in compliance with the requirements in the Forest Practices Act regarding the operations conducted within 100 feet of Type F streams. I agree to the protection measures listed on this plan:

Submitted: \_\_\_\_\_  
Purchaser/Operator Contract Representative

Date: \_\_\_\_\_

**Attachments:** Logging Plan Map

*X:\Jewell\_Unit\Timber Sales\2007\Beneke Salvage\Presale\Written Plan-Harvest.doc*

OREGON DEPARTMENT of FISH and WILDLIFE

FISH SCREENING PROGRAM

**SMALL PUMP SCREEN SELF CERTIFICATION**

The Oregon Water Resources Department in coordination and cooperation with the Oregon Department of Fish and Wildlife includes screen requirements on pumps to protect fish as a condition of many surface water and/or reservoir water right permits. This is done in accordance with ORS 537.153.

The Oregon Department of Fish and Wildlife does not usually inspect small pump screens at pumped diversions less than 225 GPM (Gallons per Minute), but furnishes the following fish screening criteria information to the water right permit tee:

**Screen material open area** must be at least 27% of the total wetted screen area.

**Perforated plate:** Openings shall not exceed 3/32 or 0.0938 inches (2.38 mm).

**Mesh/Woven wire screen:** Square openings shall not exceed 3/32 or 0.0938 inches (2.38mm) in the narrow direction, e.g., 3/32 inch x 3/32 inch open mesh.

**Profile bar screen/Wedge wire:** Openings shall not exceed 0.0689 inches (1.75 mm) in the narrow direction.

**Screen area** must be large enough to cause fish impact. Wetted screen area depends on the water flow rate and the water approach velocity. **Approach velocity** is the water velocity perpendicular to and approximately three inches in front of any part of the screen face.

**An Active pump screen** is a self cleaning screen that has a proven cleaning system. The **screen approach velocity for active pump screens** shall not exceed 0.4 fps (feet per second) or 0.12 mps (meters per second). The wetted screen area in square feet is calculated by dividing the maximum water flow rate in cubic feet per second (1 cfs = 449 gpm) by 0.4 fps.

**A Passive pump screen** is a screen that has no cleaning system other than periodic manual cleaning. **Screen approach velocity for passive pump screens** shall not exceed 0.2 fps or 0.06 mps. The wetted screen area in square feet is calculated by dividing the maximum water flow rate by 0.2 fps.

*For further information on fish screening please contact:*

Bernie Kepshire, Oregon Department of Fish and Wildlife,  
7118 NE Vandenberg Avenue, Corvallis, OR 97330-9446 (541) 757-4186 x 255

As evidence of having met fish screen installation requirements, please sign the certification and send to: Oregon Water Resources Department, Water Rights Section, 725 Summer St. NE, Suite A, Salem, OR 97301-1271

**Certification:** I certify that my small pumped diversion of less than 225 gpm meets fish screening criteria, and that I will maintain it to comply with regulatory criteria. I also understand that should fish screening standards change, I may be required to modify my installation to meet applicable standards.

Applicant Signature \_\_\_\_\_ Date:     /     /     WRD File #

Printed Name and Address: \_\_\_\_\_

Phone: (     ) \_\_\_\_\_ Fax: (     ) \_\_\_\_\_

NB: ODFW logo is 129% of logo on HQ mail label