

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

SALE NAME/NO.: Piledup Marlow 341-08-33

AUCTION DATE/TIME: April 16, 2008, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Coos District – CFPA Crewhouse
63612 Fifth Road
Coos Bay, Oregon 97420
(541) 267-4136 FAX (541) 269-2027

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Coos District
63612 Fifth Road
Coos Bay, Oregon 97420
(541) 267-4136 FAX (541) 269-2027

HARVEST TYPE: Regeneration harvest of 2 units containing approximately 64 net acres of 74- to 78-year-old, second-growth Douglas-fir/hardwood mix and 16 acres of 43-year-old, third-growth Douglas-fir saw-timber/hardwood mix.

SALE LOCATION: The timber sale area is located in portions of Section 21, T24S, R11W, W.M., Coos County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Coos Bay, take the Coos River Highway through Eastside and across the Chandler Bridge to Allegany. Proceed past Allegany to the 1000 Road (Marlow Creek Road). Proceed up the 1000 Road for 1 mile to the 1100 Road. Proceed up the 1100 Road for approximately 4 miles to the sale area.

APPRAISED VOLUMES AND QUALITY:

| SPECIES | AVG DBH | TOTAL MBF | GRADES BY MBF | | | | | | | | | | | | | | | |
|--------------|---------|-----------|---------------|----|----|---|----|----|-------|-----|-----|----|----|----|----|----|-----|-----|
| | | | 1P | 2P | 3P | P | SM | 1S | 2S | 3S | 3S+ | 4S | 6S | SC | UT | CR | WRM | PLP |
| Douglas-fir | 20" | 1,571 | | | | | | | 1,131 | 440 | | | | | | | | |
| W Hem. / fir | 21" | 61 | | | | | | | 31 | 30 | | | | | | | | |
| W Red Cedar | 24" | 7 | | | | | | | | 7 | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |

MINIMUM BID: BID SPECIES Douglas-fir \$179.85 per MBF

NO-BID SPECIES Western hemlock and other conifers \$ 53.82 per MBF
Western redcedar..... \$733.66 per MBF
Red alder \$356.20 per MBF
Bigleaf maple and other hardwoods \$166.69 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 \$43,819 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 (\$44,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

| | | | |
|--|---|-------------|---------------------------------|
| EXPIRATION DATE: | October 1, 2010 | BID METHOD: | Sealed Bids |
| BID DEPOSIT: | \$30,300 | SALE TYPE: | Recovery/BOF - 71% CSL - 29% |
| INSURANCE: | \$1,000,000 Commercial General Liability; \$1,000,000 Automobile Liability; \$1,000,000 Logger's Broad Form | | |
| HARVEST METHOD: | Cable yarding with full and single-end suspension. | | |
| PROJECTS: | Landing construction, and Landing and road improvement. Rock stockpile and road rock provision. | | |
| FEES: | None. | | |
| 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 Coos ODF District at (541) 267-4136 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 2455.</p> <p>Acreage was determined by electronic digitizing using 2003 digital ortho-photography and ArcView GIS software program.</p> <p>Create 32 snags by topping trees (Section 2335).</p> <p>Place fish log structures in Marlow Creek and Y Creek where cables cross the buffer as shown on Exhibit I. Volume for log placement is estimated at 11.6 MBF (Section 2350).</p> <p>The sale area is designed to be logged during the dry season. Purchaser must comply with the "Winter and Wet Weather Option" if operations are conducted in the wet season (Section 2610).</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: | Piledup Marlow |
| COUNTY: | Coos |
| CONTRACT NO.: | 341-08-33 |

TIMBER SALE NAME: **Piledup Marlow**

TIMBER SALE NO.: **341-08-33**

OPENING DATE: **April 16, 2008**

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 | \$ 53.82 | per MBF |
| Western redcedar | \$733.66 | per MBF |
| Red alder | \$356.20 | per MBF |
| Bigleaf maple and other hardwoods | \$166.69 | per MBF |

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$30,300**, 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. **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

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.]



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>



"STEWARDSHIP IN FORESTRY"

Biological Survey Report

Project: Piledup Marlow
Date: November 21, 2006
To: Norma Kline
CC: Jim Young, District Sale File
From: Marcia Humes *Marcia*

Habitat Conservation Plan Area

This sale is within an area covered by a Habitat Conservation Plan (HCP) approved by the U. S. Fish and Wildlife Service. The Incidental Take Permit (ITP) for the HCP covers northern spotted owls. Under the provisions of this HCP, surveys are not required for northern spotted owls.

Habitat Suitability

This sale contains potential habitat for marbled murrelets.

Survey Results

Surveys for marbled murrelets were conducted in 2004 and 2005, using a protocol developed by the Pacific Seabird Group¹. Murrelets were detected as present at all sites in 2004 and sites 1 and 4 in 2005. However, behaviors indicating occupancy were not observed.

Known T&E Resources

There are no Marbled Murrelet Management Areas within 0.25 miles of this sale.

Operational Considerations

Marbled murrelet survey results are valid until April 1, 2011. All timber should be felled by this date.

¹ Evans, D. M., W. P. Ritchie, S. K. Nelson, E. Kuo-Harrison, Peter Harrison, T. E. Hamer, eds. 2003. Methods for surveying marbled murrelets in forests: an revised protocol for land management and research. Unpublished report for the Pacific Seabird Group Marbled Murrelet Technical Committee. 76 pp.

Future Survey Plans

ODF has no plans for further survey of this sale.

Table 1. Marbled Murrelet Surveys of Piledup Marlow (surveyed as Piledup Marlow and Piledriver Marlow)

| Survey Area | Site | Station | Date | # Detections |
|--------------------|------|---------|------------|--------------|
| PILED RIVER MARLOW | 1 | 1 | 05/03/2004 | 0 |
| PILED RIVER MARLOW | 1 | 2 | 05/19/2004 | 0 |
| PILED RIVER MARLOW | 1 | 1 | 05/26/2004 | 0 |
| PILED RIVER MARLOW | 1 | 2 | 06/07/2004 | 0 |
| PILED RIVER MARLOW | 1 | 1 | 06/21/2004 | 3 |
| PILED RIVER MARLOW | 1 | 2 | 07/06/2004 | 2 |
| PILED RIVER MARLOW | 1 | X1-1* | 07/09/2004 | 1 |
| PILED RIVER MARLOW | 1 | 1 | 07/14/2004 | 6 |
| PILED RIVER MARLOW | 1 | 2 | 07/21/2004 | 0 |
| PILED RIVER MARLOW | 1 | 1 | 07/30/2004 | 0 |
| PILED RIVER MARLOW | 2 | 2 | 05/04/2004 | 0 |
| PILED RIVER MARLOW | 2 | 3 | 05/12/2004 | 0 |
| PILED RIVER MARLOW | 2 | 1 | 05/20/2004 | 0 |
| PILED RIVER MARLOW | 2 | 4 | 06/01/2004 | 2 |
| PILED RIVER MARLOW | 2 | 5 | 06/14/2004 | 0 |
| PILED RIVER MARLOW | 2 | 1 | 07/01/2004 | 2 |
| PILED RIVER MARLOW | 2 | X1-2* | 07/09/2004 | 2 |
| PILED RIVER MARLOW | 2 | 2 | 07/09/2004 | 0 |
| PILED RIVER MARLOW | 2 | 3 | 07/24/2004 | 0 |
| PILED RIVER MARLOW | 2 | 4 | 07/31/2004 | 0 |
| PILED RIVER MARLOW | 3 | 3 | 05/05/2004 | 0 |
| PILED RIVER MARLOW | 3 | 2 | 05/17/2004 | 0 |
| PILED RIVER MARLOW | 3 | 4 | 05/24/2004 | 0 |
| PILED RIVER MARLOW | 3 | 5 | 06/02/2004 | 1 |
| PILED RIVER MARLOW | 3 | 2 | 06/15/2004 | 0 |
| PILED RIVER MARLOW | 3 | 1 | 07/02/2004 | 0 |
| PILED RIVER MARLOW | 3 | 6 | 07/11/2004 | 0 |
| PILED RIVER MARLOW | 3 | 4 | 07/19/2004 | 24 |
| PILED RIVER MARLOW | 3 | 3 | 07/26/2004 | 0 |

| Survey Area | Site | Station | Date | # Detections |
|--------------------|------|---------|------------|--------------|
| PILEDRIIVER MARLOW | 4 | 1 | 05/06/2004 | 0 |
| PILEDRIIVER MARLOW | 4 | 2 | 05/18/2004 | 1 |
| PILEDRIIVER MARLOW | 4 | 4 | 05/25/2004 | 0 |
| PILEDRIIVER MARLOW | 4 | 3 | 06/03/2004 | 2 |
| PILEDRIIVER MARLOW | 4 | 1 | 06/16/2004 | 0 |
| PILEDRIIVER MARLOW | 4 | 2 | 07/05/2004 | 0 |
| PILEDRIIVER MARLOW | 4 | 3 | 07/13/2004 | 0 |
| PILEDRIIVER MARLOW | 4 | 4 | 07/20/2004 | 0 |
| PILEDRIIVER MARLOW | 4 | 3 | 07/27/2004 | 13 |
| PILEDUP MARLOW | 1 | 1 | 05/05/2005 | 4 |
| PILEDUP MARLOW | 1 | 2 | 05/17/2005 | 0 |
| PILEDUP MARLOW | 1 | 1 | 05/27/2005 | 4 |
| PILEDUP MARLOW | 1 | 2 | 06/15/2005 | 0 |
| PILEDUP MARLOW | 1 | 1 | 06/28/2005 | 0 |
| PILEDUP MARLOW | 1 | 2 | 07/06/2005 | 0 |
| PILEDUP MARLOW | 1 | 1 | 07/14/2005 | 1 |
| PILEDUP MARLOW | 1 | 2 | 07/22/2005 | 1 |
| PILEDUP MARLOW | 1 | 1 | 07/30/2005 | 0 |
| PILEDUP MARLOW | 2 | 1 | 05/08/2005 | 0 |
| PILEDUP MARLOW | 2 | 2 | 05/20/2005 | 0 |
| PILEDUP MARLOW | 2 | 3 | 05/31/2005 | 0 |
| PILEDUP MARLOW | 2 | 4 | 06/07/2005 | 0 |
| PILEDUP MARLOW | 2 | 5 | 06/15/2005 | 0 |
| PILEDUP MARLOW | 2 | 1 | 07/08/2005 | 0 |
| PILEDUP MARLOW | 2 | 4 | 07/15/2005 | 0 |
| PILEDUP MARLOW | 2 | 2 | 07/23/2005 | 0 |
| PILEDUP MARLOW | 2 | 3 | 07/30/2005 | 0 |
| PILEDUP MARLOW | 3 | 1 | 05/10/2005 | 0 |
| PILEDUP MARLOW | 3 | 2 | 05/21/2005 | 0 |
| PILEDUP MARLOW | 3 | 3 | 06/01/2005 | 0 |
| PILEDUP MARLOW | 3 | 5 | 06/08/2005 | 0 |
| PILEDUP MARLOW | 3 | 6 | 06/29/2005 | 0 |
| PILEDUP MARLOW | 3 | 4 | 07/09/2005 | 0 |
| PILEDUP MARLOW | 3 | 5 | 07/16/2005 | 0 |
| PILEDUP MARLOW | 3 | 4 | 07/23/2005 | 0 |
| PILEDUP MARLOW | 3 | 2 | 07/30/2005 | 0 |
| PILEDUP MARLOW | 4 | 1 | 05/04/2005 | 0 |

| Survey Area | Site | Station | Date | # Detections |
|----------------|------|---------|------------|--------------|
| PILEDUP MARLOW | 4 | 2 | 05/17/2005 | 0 |
| PILEDUP MARLOW | 4 | 3 | 05/29/2005 | 1 |
| PILEDUP MARLOW | 4 | 4 | 06/08/2005 | 1 |
| PILEDUP MARLOW | 4 | 1 | 06/19/2005 | 0 |
| PILEDUP MARLOW | 4 | 3 | 07/05/2005 | 0 |
| PILEDUP MARLOW | 4 | 4 | 07/13/2005 | 0 |
| PILEDUP MARLOW | 4 | 2 | 07/20/2005 | 6 |
| PILEDUP MARLOW | 4 | 1 | 07/27/2005 | 0 |

*Extra Survey