

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Juno Bay 341-08-41

AUCTION DATE/TIME: August 21, 2007, starting at 10:00 a.m.

AUCTION LOCATION: Oregon Department of Forestry
Tillamook District Headquarters
5005 Third Street
Tillamook, Oregon 97141
(503) 842-2545 FAX (503) 842-3143

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Tillamook District Headquarters
5005 Third Street
Tillamook, Oregon 97141
(503) 842-2545 FAX (503) 842-3143

HARVEST TYPE: Approximately 152 acres of modified clearcut: Two areas of 50- to 60-year-old timber, and one area of 35-year-old timber.
Approximately 93 acres of partial cut in two areas of 50-year-old timber.

SALE LOCATION: Portions of Sections 30, 31, and 32, T1N, R9W; Sections 25 and 36, T1N, R10W; and Sections 5 and 17, T1S, R9W, W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: To Areas 1 and 2: Travel through the city of Bay City to Patterson Creek Road and Doty Ridge Road, then to Vaughn Creek Road and Myrtle Creek Road to reach Areas 1 and 2, respectively. To Area 3: Travel north on Highway 101 from Tillamook to Latimer Road and Alder Crest Road, then through the gate to the sale area. To Areas 4 and 5: Travel north from Tillamook on Highway 101 to Alderbrook Road and Kilchis County Road, then to Kilchis Forest Road and Bayview Road to the sale areas.

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	13"	457							55	189	213								
W Hem. / fir	15"	624							133	354	137								
Sitka Spruce	16"	432							81	233	118								
Red Alder	14"	810																	810
Sale Total		2,323																	

MINIMUM BID: BID SPECIES Western hemlock..... \$ 88.96 per MBF
Red alder \$423.02 per MBF

NO-BID SPECIES Douglas-fir \$217.52 per MBF
Sitka spruce..... \$108.86 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 \$154,900 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 (\$155,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: June 30, 2010 BID METHOD: Sealed Bids

BID DEPOSIT: \$38,900 SALE TYPE: Recovery/BOF - 88%
CSL - 12%

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

HARVEST METHOD: 70% cable; 30% ground.

PROJECTS: 1.4 miles of road construction;
2.6 miles of road improvement;
1.6 miles of road brushing;
Installation of 2 gates;
Culvert replacement with fish passage capability.

FEES: Rock wear fee and \$500 cash bond for Bureau of Land Management License Agreement (Section 2120).

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 Tillamook ODF District at (503) 842-2545 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.**

Acreage was calculated from a GIS digital orthophoto.

Section 2045, "Log Removal": All conifer and hardwoods have been changed to 5 inches and 6 inches gross scaling diameter, respectively.

Purchaser should be aware that the city of Bay City requires a permit for log hauling through city limits (Section 2120).

Purchaser shall complete a Road License Agreement with the Bureau of Land Management which expires on December 30, 2009 (Section 2120).

Use of the road in the NE¼ NW¼, Section 36, T1N, R10W is subject to a temporary easement which expires June 30, 2010 (Section 2120).

Purchaser shall vacate a portion of the roads in Area 2 in accordance with Section 2130.

Snag creation is required (Section 2335).

Seasonal operating restrictions will be in effect on portions of the timber sale from April 1 through September 15 (Section 2035, "Hauling and Operating Time Restrictions"; Section 2130, "Road Maintenance"; Section 2310, "Felling"; Section 2350, "Cable Yarding Specifications"; Section 2355, "Ground-Based Operations"; and Section 2610, "Project Work").

SPECIAL REMARKS (Cont.):

All felling shall be completed by March 15, 2010.

Project work credits from other sales will not be allowed to be applied to this sale because of the CSL/BOF revenue split.

Sections 2015, "Log Accountability"; 2020, "Log Measurement"; 2030, "Log Branding and Painting"; and Exhibit C, page 3, contain special language for pulp removal.

SALE OBJECTIVES:

Removal of alder and Douglas-fir with symptoms of Swiss needle cast to prepare for planting with a mixture of native conifer species. Thinning units will reduce stocking to promote growth of residual trees and encourage development of the understory vegetation.

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: Juno Bay
COUNTY: Tillamook
CONTRACT NO.: 341-08-41

TIMBER SALE NAME: **Juno Bay**

TIMBER SALE NO.: **341-08-41**

OPENING DATE: **August 21, 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:

Western hemlock, sawmill grade or better, _____
_____ Dollars (\$ _____) per MBF.

Red alder, 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:

Douglas-fir **\$217.52** per MBF.
Sitka spruce **\$108.86** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$38,900**, 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: Juno Bay
Date: June 8, 2007
To: Evelyn Hukari
CC: Ross Holloway, District Sale File
From: Marcia Humes *Marcia*

Habitat Suitability

This sale contains suitable habitat for northern spotted owls and 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 will be conducted again in 2007.

Surveys for marbled murrelets were conducted in 2004 and 2005 for portions of the sale and in 2005 and 2006 for all of the sale area, using a protocol developed by the Pacific Seabird Group². Murrelets were detected as present; however, behaviors indicating occupancy were not observed.

Known T&E Resources

Portions of sale Area 2 are within 0.25 miles of a MMMA. In addition, road improvement work as part of this operation will occur within a Marbled Murrelet Management Area (MMMA). A Biological Assessment has been conducted. It concludes that that the proposed road work poses a low risk to marbled murrelets that may be nesting within the MMMA.

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. 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.

Sale Areas 4 and 5 are within a northern spotted owl cluster. The Area Biologist has determined that the prescriptions for these sale areas are consistent with the objectives for cluster management in the draft HCP.

Operational Considerations

Portions of this sale are within 0.25 miles of a MMMA. In addition, road improvement work will occur within 0.25 miles of a MMMA. From April 1 through September 15 annually, the following annual seasonal operating restrictions will be in effect:

- No operations will be allowed in any portion of sale Area 2 that is within 330 feet of a suitable habitat in a Marbled Murrelet Management Area. Operations may be allowed from 2 hours after sunrise until 2 hours before sunset from August 6 through September 15.
- No cutting of trees within the MMMA is allowed during this time period
- No road improvement and road construction activities are allowed within 330 feet of a MMMA boundary during this time period.
- No blasting is allowed within 1 mile of a MMMA during this time period.

No felling, except for felling associated with project work, shall be allowed prior to the completion of the 2007 northern spotted owl surveys indicating no resident spotted owls.

Current northern spotted owl survey results are valid until March 15, 2009. After the 2007 surveys are completed, the survey results will be valid until March 15, 2010. Marbled murrelet surveys for sale Area 3 will be valid until April 1, 2011. Marbled murrelet surveys all other sale areas will be valid until April 1, 2012.

All timber should be felled by March 15, 2010.

Future Survey Plans

ODF plans to conduct spotted owl surveys in 2007 to extend the duration of the sale contract. In addition, 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 for other operations and as part of an investigation into the presence or absence of spotted owl use of the Tillamook Burn.

Survey Area	Site	Station	Date	# Detections
JUNO BAY	1	3	05/31/2006	0
JUNO BAY	1	4	06/14/2006	0
JUNO BAY	1	1	06/27/2006	0
JUNO BAY	1	2	07/08/2006	0
JUNO BAY	1	3	07/18/2006	0
JUNO BAY	1	4	07/25/2006	0
JUNO BAY	1	1	08/01/2006	0
JUNO BAY	2	3	05/06/2005	0
JUNO BAY	2	1	05/16/2005	0
JUNO BAY	2	2	06/01/2005	0
JUNO BAY	2	3	06/15/2005	0
JUNO BAY	2	1	06/28/2005	0
JUNO BAY	2	2	07/06/2005	0
JUNO BAY	2	3	07/13/2005	0
JUNO BAY	2	1	07/21/2005	0
JUNO BAY	2	2	07/29/2005	0
JUNO BAY	2	1	05/08/2006	0
JUNO BAY	2	2	05/17/2006	0
JUNO BAY	2	3	05/31/2006	0
JUNO BAY	2	1	06/14/2006	0
JUNO BAY	2	2	06/27/2006	1
JUNO BAY	2	3	07/08/2006	0
JUNO BAY	2	1	07/18/2006	0
JUNO BAY	2	2	07/25/2006	3
JUNO BAY	2	3	08/02/2006	0
JUNO BAY	3	1	05/06/2005	0
JUNO BAY	3	2	05/16/2005	0
JUNO BAY	3	3	06/01/2005	0
JUNO BAY	3	4	06/15/2005	0
JUNO BAY	3	1	06/28/2005	2
JUNO BAY	3	2	07/06/2005	0
JUNO BAY	3	3	07/13/2005	1
JUNO BAY	3	4	07/21/2005	2
JUNO BAY	3	1	07/29/2005	0
JUNO BAY	3	1	05/03/2006	0
JUNO BAY	3	2	05/12/2006	4
JUNO BAY	3	3	05/25/2006	0

Survey Area	Site	Station	Date	# Detections
JUNO BAY	3	4	06/09/2006	0
JUNO BAY	3	1	06/20/2006	0
JUNO BAY	3	2	07/05/2006	0
JUNO BAY	3	3	07/14/2006	2
JUNO BAY	3	4	07/22/2006	0
JUNO BAY	3	1	07/29/2006	0
JUNO BAY	4	1	05/09/2005	1
JUNO BAY	4	2	05/19/2005	0
JUNO BAY	4	1	06/03/2005	0
JUNO BAY	4	2	06/17/2005	0
JUNO BAY	4	1	06/30/2005	0
JUNO BAY	4	2	07/09/2005	0
JUNO BAY	4	1	07/15/2005	0
JUNO BAY	4	2	07/23/2005	5
JUNO BAY	4	1	08/01/2005	0
JUNO BAY	4	1	05/03/2006	0
JUNO BAY	4	2	05/12/2006	0
JUNO BAY	4	1	05/25/2006	0
JUNO BAY	4	2	06/09/2006	0
JUNO BAY	4	1	06/20/2006	0
JUNO BAY	4	2	07/05/2006	0
JUNO BAY	4	1	07/14/2006	0
JUNO BAY	4	2	07/22/2006	0
JUNO BAY	4	1	07/29/2006	2
JUNO LOOP	1	5	05/07/2004	0
JUNO LOOP	1	3	05/17/2004	0
JUNO LOOP	1	4	05/27/2004	0
JUNO LOOP	1	2	06/08/2004	0
JUNO LOOP	1	1	06/22/2004	0
JUNO LOOP	1	5	07/04/2004	0
JUNO LOOP	1	3	07/14/2004	0
JUNO LOOP	1	4	07/23/2004	0
JUNO LOOP	1	2	07/29/2004	0
JUNO LOOP	1	1	05/03/2005	0
JUNO LOOP	1	2	05/25/2005	0
JUNO LOOP	1	3	06/20/2005	0
JUNO LOOP	1	4	07/01/2005	0

Survey Area	Site	Station	Date	# Detections
JUNO LOOP	1	5	07/11/2005	0
JUNO LOOP	2	1	05/05/2004	0
JUNO LOOP	2	2	05/13/2004	0
JUNO LOOP	2	1	05/24/2004	0
JUNO LOOP	2	2	06/04/2004	0
JUNO LOOP	2	1	06/20/2004	0
JUNO LOOP	2	2	07/03/2004	0
JUNO LOOP	2	1	07/13/2004	0
JUNO LOOP	2	2	07/22/2004	0
JUNO LOOP	2	1	07/28/2004	0
JUNO LOOP	2	1	05/05/2005	0
JUNO LOOP	2	2	05/27/2005	0
JUNO LOOP	2	1	06/21/2005	0
JUNO LOOP	2	2	07/02/2005	0
JUNO LOOP	2	2	07/10/2005	0