

# NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Electric Point 341-08-43

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: Partial Cut: Approximately 145 acres.  
Modified Clearcut: Approximately 19 acres of 50- to 70-year-old timber.

SALE LOCATION: Portions of Sections 23, 26, 27, and 34, T1N, R10W, W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Tillamook, travel north on Highway 101 to Bay City; turn on Fifth Street to Main Street; turn right on Main Street and follow to Patterson Creek Road; then travel on Electric Creek Road for 1 mile to Area 1. To Areas 2 and 3: From Bay City, follow Fifth Street to Hobsonville Point Road; then drive for 1 mile to Larson Creek Road (locked gate). **A key can be obtained from the Tillamook District Office for the locked gate on Larson Creek Road.**

## 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
W Hem. / fir	18"	2,258							1,198	899	161								
Sitka Spruce	21"	439							170	227	42								
Red Alder	13"	74								24	50								
Sale Total		2,771																	

MINIMUM BID: BID SPECIES Western hemlock..... \$150.01 per MBF

NO-BID SPECIES Sitka spruce..... \$118.29 per MBF  
Red alder..... \$484.96 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 \$49,290 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 (\$50,000), 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: \$37,700 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: 73% ground yarding; 27% cable yarding.

PROJECTS: 0.34 mile of new road construction;  
0.80 mile of road improvement;  
0.20 mile of road reconstruction;  
Gate installation.

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 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.**

Timber sale acreage was calculated with GIS and digital orthophotos.

Alder grades are diameter sorts: 2S = 12" and greater, 3S = 10" and 11", and 4S = 8" and 9".

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 the city limits (Section 2120).**

**Locked gate: A key can be obtained from the Tillamook District Office for the locked gate on Larson Creek Road.**

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").

**All felling shall be completed by March 15, 2010.**

Purchaser shall remove 3 culverts in accordance with Section 2130.

Purchaser shall install 5 tank traps in accordance with Section 2130.

**SALE OBJECTIVES:**

To promote opportunities to develop Layered and Older Forest Structure by partial cutting overstocked conifer stands; and harvest alder and windthrow-susceptible hemlock to prepare for planting with a mixture of native conifer species.

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:** Electric Point  
**COUNTY:** Tillamook  
**CONTRACT NO.:** 341-08-43

TIMBER SALE NAME: **Electric Point**

TIMBER SALE NO.: **341-08-43**

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.

Minimum grades and volumes for bid species are stated in the timber sale prospectus.

No-bid species will remain as shown:

**Sitka spruce**.....\$118.29 per MBF.  
**Red alder**.....\$484.96 per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of \$37,700, 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:** Electric Point  
**Date:** April 17, 2007  
**To:** Evelyn Hukari  
**CC:** Ross Holloway, District Sale File  
**From:** Marcia Humes *Marcia*

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### 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 Service<sup>1</sup>. There was one observation of a northern spotted owl in 2005. Additional visits in 2005 and 2006 resulted in no further detections of northern spotted owls, and the response from 2005 was determined to be a non-territorial (or "floater") owl. Surveys will be conducted again in 2007.

Surveys for marbled murrelets were conducted in 2005 and 2006, using a protocol developed by the Pacific Seabird Group<sup>2</sup>. There were several observations of marbled murrelets during these surveys, including subcanopy observations indicating occupancy.

### Known T&E Resources

There are no northern spotted owl activity centers within 1.5 miles of this sale.

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<sup>1</sup> USDI Fish and Wildlife Service. 1991, revised 1992. Protocol for surveying proposed management activities that may impact northern spotted owls. 15pp.

<sup>2</sup> 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.



As a result of subcanopy behaviors observed during surveys, a Marbled Murrelet Management Area (MMMA) was established within 0.25 miles of this sale. Portions of the original planned sale area were incorporated into the MMMA and removed from the final sale area. In addition, the sale is within 0.25 miles of two previously established MMMA's.

### **Operational Considerations**

Seasonal operating restrictions will be in effect from April 1 through September 15, annually for sale areas within 330 feet of likely nesting habitat within a MMMA. Operations may be allowed from 2 hours after sunrise until 2 hours before sunset from August 6 through September 15, annually, following consultation with the Area Biologist.

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 are 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 at other sites within 3 miles of this sale during the life of the contract.





Survey Area	Site	Station	Date	# Detections
ELECTRIC POINT	2	1	05/16/2005	0
ELECTRIC POINT	2	2	05/27/2005	0
ELECTRIC POINT	2	1	06/10/2005	18
ELECTRIC POINT	2	1	06/14/2005	2
ELECTRIC POINT	2	3	06/29/2005	0
ELECTRIC POINT	2	3	07/06/2005	1
ELECTRIC POINT	2	1	07/13/2005	0
ELECTRIC POINT	2	3	07/20/2005	0
ELECTRIC POINT	2	3	07/27/2005	0
ELECTRIC POINT	2	1	08/03/2005	0
ELECTRIC POINT	3	1	05/05/2005	0
ELECTRIC POINT	3	2	05/19/2005	0
ELECTRIC POINT	3	3	05/31/2005	0
ELECTRIC POINT	3	4	06/13/2005	0
ELECTRIC POINT	3	5	06/29/2005	0
ELECTRIC POINT	3	1	07/07/2005	1
ELECTRIC POINT	3	2	07/15/2005	0
ELECTRIC POINT	3	3	07/23/2005	0
ELECTRIC POINT	3	2	07/31/2005	0
ELECTRIC POINT	3	1	05/03/2006	0
ELECTRIC POINT	3	2	05/12/2006	0
ELECTRIC POINT	3	3	05/28/2006	0
ELECTRIC POINT	3	4	06/08/2006	0
ELECTRIC POINT	3	5	06/21/2006	0
ELECTRIC POINT	3	1	07/04/2006	0
ELECTRIC POINT	3	2	07/11/2006	0
ELECTRIC POINT	3	3	07/18/2006	0
ELECTRIC POINT	3	1	07/26/2006	0
ELECTRIC POINT	4	1	05/16/2005	0
ELECTRIC POINT	4	2	05/27/2005	0
ELECTRIC POINT	4	3	06/10/2005	6
ELECTRIC POINT	4	2	06/14/2005	6
ELECTRIC POINT	4	1	06/23/2005	0
ELECTRIC POINT	4	4	06/30/2005	0
ELECTRIC POINT	4	5	07/07/2005	0
ELECTRIC POINT	4	6	07/14/2005	0
ELECTRIC POINT	4	5	07/22/2005	4
ELECTRIC POINT	4	2	08/03/2005	0
ELECTRIC POINT	5	1	05/09/2005	0
ELECTRIC POINT	5	2	05/20/2005	0
ELECTRIC POINT	5	1	05/27/2005	0
ELECTRIC POINT	5	3	06/09/2005	0

Survey Area	Site	Station	Date	# Detections
ELECTRIC POINT	5	2	06/29/2005	0
ELECTRIC POINT	5	3	07/07/2005	0
ELECTRIC POINT	5	1	07/15/2005	0
ELECTRIC POINT	5	2	07/23/2005	0
ELECTRIC POINT	5	3	07/31/2005	0
ELECTRIC POINT	5	1	05/01/2006	0
ELECTRIC POINT	5	2	05/10/2006	0
ELECTRIC POINT	5	3	05/19/2006	0
ELECTRIC POINT	5	1	06/07/2006	0
ELECTRIC POINT	5	2	06/16/2006	0
ELECTRIC POINT	5	3	07/01/2006	0
ELECTRIC POINT	5	1	07/11/2006	0
ELECTRIC POINT	5	2	07/19/2006	0
ELECTRIC POINT	5	3	07/27/2006	0