

# NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Piledup Marlow No. 2 341-08-78

AUCTION DATE/TIME: March 19, 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 containing approximately 80 net acres of 60- to 79-year-old second-growth and 10 net acres of 40-year-old third-growth Douglas-fir/hemlock/hardwood mix.

SALE LOCATION: The timber sale area is located in portions of Sections 15, 16, 21, and 22, 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). Turn onto the 1000 Road and drive for one mile to the 1100 Road Junction. Continue up the 1000 Road and drive for approximately 5 miles to a recent harvest unit at the end of the rock surface. Access the sale area by use of ATV or walk the dirt spur road across the top of the recent harvest unit for approximately 0.3 mile. The timber near the road is the younger type. Continue into the sale area to Point E to access the mature timber.

## APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF																	
			1P	2P	3P	P	SM	1S	2S	3S	4S	6S	SEL	SC	UT	CR	WRM	PLP		
Douglas-fir	21"	2,324					46			1,557	651	70								
W Hem./fir	15"	9									9									
			SIZE CLASS BY MBF																	
							2S 12"+				10" -11"		8" - 9"		6" - 7"					
Red Alder	14"	247					124	53	23	47										
Bigleaf Maple	15"	6								2	4									
Sale Total		2,586																		

MINIMUM BID:	BID SPECIES	Douglas-fir .....	\$218.62 per MBF
	NO-BID SPECIES	Western hemlock and other conifers .....	\$ 85.70 per MBF
		Western redcedar.....	\$775.70 per MBF
		Red alder.....	\$456.35 per MBF
		Bigleaf maple and other hardwoods .....	\$270.20 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 \$70,825 after the project work is completed and accepted, as described in Section 2630, "Credit for Project Work."

The timber sale area contains 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 (\$71,000), 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: \$55,200                                      SALE TYPE:                      Recovery/BOF - 87%  
CSL - 13%

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

HARVEST METHOD: 100% cable yarding with full- and single-end suspension.

PROJECTS: Road and landing constructions and reconstructions, road improvement, and road maintenance.

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 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.

SPECIAL REMARKS: **SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.**

- Acreage was determined by electronic digitizing using 2005 digital orthophotography and ArcView GIS software program. Existing interior road acreage was deducted.
- Top 45 trees for snag creation (Section 2335).
- Build fish log stockpile of 36 logs (Exhibit I).
- 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).

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 No. 2**  
**COUNTY:                        Coos**  
**CONTRACT NO.:                341-08-78**

TIMBER SALE NAME: **Piledup Marlow No. 2**

TIMBER SALE NO.: **341-08-78**

OPENING DATE: **March 19, 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** ..... \$ **85.70** per MBF.  
**Red alder** ..... \$ **456.35** per MBF.  
**Bigleaf maple and other hardwoods** ..... \$ **270.20** per MBF.  
**Western redcedar**..... \$ **775.70** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$55,200**, 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 No. 2  
**Date:** December 5, 2007  
**To:** Norma Kline  
**CC:** Jim Young, District Sale File  
**From:** Marcia Humes *Marcia*

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### 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 2006 and 2007, using a protocol developed by the Pacific Seabird Group<sup>1</sup>. Presence detections were observed at site 2 during 2006. Subcanopy observations were reported at sites 1 and 3 during 2006. Presence detections were observed at site 1 in 2007. No detections were observed at sites 2 and 3 in 2007.

### Known T&E Resources

As a result of subcanopy behaviors observed during surveys at sites 1 and 3, acreage was added to an existing adjacent Marbled Murrelet Management Area (MMMA).

A portion of this sale is within 0.25 miles of an MMMA.

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<sup>1</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.

## Operational Considerations

Seasonal operating restrictions will be in effect from April 1 through September 15, annually for sale areas within 330 feet of 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, annually.

Seasonal operating restrictions will be in effect from April 1 through September 15, annually for blasting associated with roadwork within 0.25 miles of a Marbled Murrelet Management Area. Operations will be allowed from 2 hours after sunrise until 2 hours before sunset from August 6 through September 15, annually between points B-C only.

Current marbled murrelet survey results are valid until April 1, 2013. All timber should be felled by April 1, 2013.

## Future Survey Plans

Marbled murrelet surveys will be conducted within 0.25 miles of the sale as part of other operations.

## Survey Results Summary

**Table 1. Marbled Murrelet Surveys of Piledup Marlow No.2**

Survey Area	Site	Station	Date	# Detections
PILEDUP MARLOW #2	1	1	05/02/2006	0
PILEDUP MARLOW #2	1	4	05/12/2006	0
PILEDUP MARLOW #2	1	6	05/23/2006	0
PILEDUP MARLOW #2	1	5	06/01/2006	0
PILEDUP MARLOW #2	1	3	06/13/2006	0
PILEDUP MARLOW #2	1	2	07/06/2006	0
PILEDUP MARLOW #2	1	4	07/14/2006	8
PILEDUP MARLOW #2	1	3	07/23/2006	6
PILEDUP MARLOW #2	1	5	07/31/2006	9
PILEDUP MARLOW #2	1	5	05/01/2007	0
PILEDUP MARLOW #2	1	1	05/18/2007	0
PILEDUP MARLOW #2	1	2	06/01/2007	0
PILEDUP MARLOW #2	1	4	06/14/2007	0
PILEDUP MARLOW #2	1	3	06/26/2007	0
PILEDUP MARLOW #2	1	6	07/04/2007	0
PILEDUP MARLOW #2	1	5	07/13/2007	0
PILEDUP MARLOW #2	1	2	07/20/2007	0
PILEDUP MARLOW #2	1	6	07/27/2007	1
PILEDUP MARLOW #2	2	2	05/01/2006	1
PILEDUP MARLOW #2	2	4	05/15/2006	0

Survey Area	Site	Station	Date	# Detections
PILEDUP MARLOW #2	2	8	06/09/2006	0
PILEDUP MARLOW #2	2	7	06/22/2006	0
PILEDUP MARLOW #2	2	5	06/29/2006	0
PILEDUP MARLOW #2	2	1	07/07/2006	1
PILEDUP MARLOW #2	2	3	07/15/2006	0
PILEDUP MARLOW #2	2	2	07/21/2006	0
PILEDUP MARLOW #2	2	6	07/25/2006	0
PILEDUP MARLOW #2	2	5	07/30/2006	0
PILEDUP MARLOW #2	2	1	08/02/2006	0
PILEDUP MARLOW #2	2	1	05/02/2007	0
PILEDUP MARLOW #2	2	5	05/16/2007	0
PILEDUP MARLOW #2	2	6	05/31/2007	0
PILEDUP MARLOW #2	2	8	06/13/2007	0
PILEDUP MARLOW #2	2	4	06/25/2007	0
PILEDUP MARLOW #2	2	2	07/03/2007	0
PILEDUP MARLOW #2	2	3	07/12/2007	0
PILEDUP MARLOW #2	2	7	07/19/2007	0
PILEDUP MARLOW #2	2	1	07/26/2007	0
PILEDUP MARLOW #2	3	7	05/03/2006	0
PILEDUP MARLOW #2	3	6	05/23/2006	0
PILEDUP MARLOW #2	3	2	05/31/2006	0
PILEDUP MARLOW #2	3	4	06/13/2006	1
PILEDUP MARLOW #2	3	3	06/27/2006	0
PILEDUP MARLOW #2	3	5	07/06/2006	1
PILEDUP MARLOW #2	3	1	07/15/2006	0
PILEDUP MARLOW #2	3	4	07/23/2006	14
PILEDUP MARLOW #2	3	4	07/24/2006	13
PILEDUP MARLOW #2	3	5	07/31/2006	2
PILEDUP MARLOW #2	3	1	05/03/2007	0
PILEDUP MARLOW #2	3	7	05/18/2007	0
PILEDUP MARLOW #2	3	2	05/28/2007	0
PILEDUP MARLOW #2	3	3	06/12/2007	0
PILEDUP MARLOW #2	3	6	06/21/2007	0
PILEDUP MARLOW #2	3	4	07/01/2007	0
PILEDUP MARLOW #2	3	5	07/11/2007	0
PILEDUP MARLOW #2	3	7	07/18/2007	0
PILEDUP MARLOW #2	3	4	07/25/2007	0