

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

SALE NAME/NO.: West Windy Thin 341-08-80

AUCTION DATE/TIME: May 19, 2008, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Southwest District/Grants Pass Unit
5375 Monument Drive
Grants Pass, Oregon 97526
(541) 474-3152 FAX (541) 474-3158

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Southwest District/Grants Pass Unit
5375 Monument Drive
Grants Pass, Oregon 97526
(541) 474-3152 FAX (541) 474-3158

HARVEST TYPE: The sale is primarily Douglas-fir with some grand-fir and incense cedar. Timber to be harvested is approximately 50 to 75 years old. The sale is a combination of thinning (211.9 acres), regeneration cuts (34.6 acres), patch cuts (4.5 acres), and road right-of-way (11.1 acres).

SALE LOCATION: Portions of Sections 6 and 7, T32S, R5W; and portions of Section 12, T32S, R6W, W.M., Douglas County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Take I-5 Exit 80 and turn west onto Glendale Valley Road (Douglas County 313). Pass the Superior Lumber Mill, turn right (north) and continue to Glendale High School. Turn north onto Windy Creek Road (Douglas County 28) and proceed to the gravel road. Follow Exhibit A to the Timber Sale Area.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF															
			1P	2P	3P	P	SM	1S	2S	2S	3S	3S	4S	4S	5S	6S	SEL	SC
										12"+		10-11"		8-9"				
Douglas-fir	16"	2,184							494		1,278		412					
Grand fir	17"	378							21		244		113					
Incense Cedar	15"	53								18		22		13				
Sale Total		2,615																

MINIMUM BID: BID SPECIES Douglas-fir \$147.52 per MBF

NO-BID SPECIES Incense cedar \$510.24 per MBF

Sugar pine \$120.00 per MBF

Grand-fir/white-fir \$ 73.38 per MBF

Ponderosa pine and other conifers \$ 90.00 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 \$98,968.58 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 (\$99,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2010 BID METHOD: Sealed Bids

BID DEPOSIT: \$27,700 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: 78% cable yarding; 22% tractor yarding.

PROJECTS: New road construction of 1.6 miles, road improvement of 2.3 miles, and development of the Windy Creek rock pit, rock crushing, and stockpile site.

FEES: A license agreement between Purchaser and Lone Rock Timber is required for hauling across LRT roads. The agreement is available at the Grants Pass office for viewing. Purchaser is required to pay LRT \$1,152 prior to hauling. (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 Chris Rudd, District Forester of the Grants Pass Unit Office of the Southwest ODF District, at (541)474-3152 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: **NO PERSONAL OR COMPANY CHECKS WILL BE ACCEPTED FOR THE BID DEPOSIT.**

SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.

Prospective Purchasers should consult with ODF about Seasonal Restrictions. If a Northern Spotted Owl activity center is established within a quarter mile of the Timber Sale Area, Seasonal Restrictions may apply from April 1 to September 30. The current surveys require that all felling be completed by March 15, 2010. After surveys have been completed in 2008, the felling will have an additional year (March 15, 2011). During the 2008 survey season, road building and project work may proceed. Other operations in Areas I-VIII may begin after the 2008 survey season, as early as July, or as late as September.

Cable logging from rock roads will allow approximately 600 MBF of the volume to be removed in the winter months.

Purchaser shall create 50 snags in Area III (Section 2335).

Area boundaries and Group Selection Areas are marked with yellow "Area Boundary" signs.

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: West Windy Thin
COUNTY: Douglas
CONTRACT NO.: 341-08-80

TIMBER SALE NAME: **West Windy Thin**

TIMBER SALE NO.: **341-08-80**

OPENING DATE: **May 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:

Incense cedar **\$510.24** per MBF.
Sugar pine..... **\$120.00** per MBF.
Grand-fir/white-fir **\$ 73.38** per MBF.
Ponderosa pine and other conifers **\$ 90.00** per MBF

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$27,700**, 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: West Windy Thin
Date: January 9, 2008
To: Chris Rudd
CC: Dan Thorpe, District Sale File
From: Marcia Humes *Marcia*

Habitat Suitability

This sale contains suitable habitat for northern spotted owls. Sale areas are greater than 50 miles from the ocean, beyond the inland range of the marbled murrelet in southwest Oregon.

Survey Results

This sale was surveyed for northern spotted owls in 2006 and 2007, using a protocol endorsed by the U.S. Fish and Wildlife Service (USFWS)¹. A response in 2006 was attributed to a known activity center within 1.3 miles of this sale. Another response in 2006 was attributed to a known activity center greater than 1.3 miles of the sale area. Neither observation in 2006 occurred within the sale area. There were no observations of northern spotted owls in 2007. Owl surveys will continue for this sale in 2008.

Known T&E Resources

The sale is within 1.3 miles of a northern spotted owl activity center. A Biological Assessment of the sale's impact on the activity center has been conducted, and it concludes that the sale is expected to have a low risk of negatively affecting the occupancy and productivity of the northern spotted owl site. The USFWS has reviewed a preliminary version of this biological assessment, and has determined that the West Windy Thin sale is not likely to result in incidental take of spotted owls.

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

Operational Considerations

No felling, except for felling associated with project work, shall be allowed prior to the completion of the 2008 northern spotted owl surveys indicating no resident spotted owls.

Current northern spotted owl survey results are valid until March 15, 2010. After the 2008 surveys are completed, the survey results will be valid until March 15, 2011. All timber should be felled by March 15, 2011.

Future Survey Plans

ODF will be conducting spotted owl surveys in 2008 to extend the duration of the sale contract. Additionally, the northern spotted owl activity centers near this sale will be surveyed during the life of the contract. Other spotted owl surveys will also be conducted in suitable habitat within 3 miles of the sale.

Survey Results Summary

Table 1. Northern Spotted Owl Surveys of West Windy Thin (surveyed as Windy Thin #2)

Year	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Survey Area	Date	Date	Date	Date	Date	Date
Windy Thin #2	4/10-11	5/30-31 5-6/31-01	7/12-13 7/13-14	8/15-16		
2006	♂ ⊗	NR	NR	NR		
Windy Thin #2	4/02-03	6/12-13	7/09-10			
2007	NR	NR	NR			

NR - no response j - juvenile M₀ - mouse refused M₄ - 4 mice taken
 V - visual response jj - 2 juveniles M₁ - 1mice taken M₅ - 5 mice taken
 bb - new bird banded ⊠ - last visit to site M₂ - 2 mice taken M₆ - 6 mice taken
 M₃ - 3 mice taken

♀ ♂ ♀ - Pair (day, night, early morning)

♂ ♂ ♀ - Male (day, night, early morning)

♀ ⊗ ♀ - Female (day, night, early morning)

○ ⊗ ◎ - Sex Unkn (day, night, early morning)



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"STEWARDSHIP IN FORESTRY"

MEMORANDUM

CHANGE NOTICE FOR TIMBER SALE

WEST WINDY THIN

CONTRACT NO. 341-08-80

(ODF Southwest Oregon District - Grants Pass Unit)

TO: ALL PROSPECTIVE PURCHASERS

FROM: Dan R. Corgan 
Oregon Department of Forestry (ODF), Contracts Team Leader

DATE: April 28, 2008

For the West Windy Thin timber sale in the ODF Southwest Oregon District - Grants Pass Unit, scheduled for bid opening on Monday, May 19, 2008, an error was found in the calculations for the value of the Project Work. The Project Work amount has increased from **\$93,410.18** to **\$98,968.58**. So the following changes have been made:

The required bid deposit amount has decreased from **\$28,300** to **\$27,700**.

In Section 2630. Credit for Project Work. The total project credit has been changed from **\$93,410.18** to **\$98,968.58** and the Partial credit amounts have changed from **\$18,682.03** to **\$19,793.72**.

Attached is a revised Project Cost sheet for section I1 to I2, and a revised Project Summary sheet.

This revision will appear in the final contract. If you have any questions regarding this change notice, please contact:

Dan Corgan, Contracts Team Leader
ODF State Forests Division
2600 State Street, Building D
Salem, OR 97310 (503) 945-7381
dcorgan@odf.state.or.us

Chris Rudd, Unit Forester
SW Oregon District - Grants Pass Unit
5375 Monument Drive
Grants Pass, OR 97526 (541) 474-3152
crudd@odf.state.or.us

