

**NOTICE OF TIMBER SALE**

**(Recovery – Scaled Sale)**

SALE NAME/NO.: Rising Tide 341-09-25

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

AUCTION LOCATION: Oregon Department of Forestry  
Astoria District Headquarters  
92219 Highway 202  
Astoria, Oregon 97103  
(503) 325-5451 FAX (503) 325-2756  
(4 miles SE of Astoria on Highway 202)

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry  
Astoria District Headquarters  
92219 Highway 202  
Astoria, Oregon 97103  
(503) 325-5451 FAX (503) 325-2756

HARVEST TYPE: **Areas 1, 2, 3, and 4:** 230 acres of modified clear cut units, approximately 50 to 70 years old, consisting of Douglas-fir, western hemlock, red alder, and Sitka spruce. Volume to be removed in Areas 1, 2, 3, and 4 is approximately 42.6 MBF/acre. **Area 5 (In-Sale R/W):** There are 6 acres of in-sale R/W. **Area 6 (Out-of-Sale R/W):** There are 8 acres of out-of-sale R/W. The timber within these right-of-ways is similar to the description for Areas 1 through 4 above. Volume to be removed in Areas 5 and 6 is 44 MBF/acre.

SALE LOCATION: Sale areas are located in portions of Sections 16, 17, 20, 21, 28, 29, and 32, T6N, R7W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Area 1 can be accessed from Astoria or Vernonia via Highway 202. Turn north onto Wooden Road between Mileposts (MP) 24 and 25. Proceed north on the right-hand fork approximately 0.2 mile until you reach the southern portion of Area 1. Area 2 is accessed off of Highway 202. Turn north on Swede Road at MP 23, proceed approximately 2 miles to the end of the road where you will reach the northwest corner of Area 2. Areas 3 and 4 are accessed off of Highway 202 between MPs 25 and 26. Turn north onto Ebsen Road and proceed on Ebsen Road until it turns into Tidewater Loop Road. Proceed to the end of Tidewater Loop Road and you are at the southern boundary of Area 4.

**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	20"	5,511							4,377	916	218								
Hemlock/True fir	18"	3,944							2,511	1,213	220								
Red Alder	16"	794																794	
Sitka Spruce	32"	160							109	51									
Cedar	24"	1							1										
Sale Total		10,410																	

MINIMUM BID:	BID SPECIES	Douglas-fir .....	\$281.84 per MBF
		Western hemlock/true fir and other conifers .....	\$117.22 per MBF
	NO-BID SPECIES	Western redcedar .....	\$855.77 per MBF
		Sitka spruce .....	\$ 86.58 per MBF
		Red alder and other hardwoods .....	\$415.15 per MBF
		Hardwood utility/pulp .....	\$ 25.00 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 \$557,985 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 (\$558,000), 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: \$180,100 SALE TYPE: Recovery/BOF - 100%

INSURANCE: \$2,000,000 Commercial General Liability; \$2,000,000 Automobile Liability; \$2,000,000 Logger's Broad Form

HARVEST METHOD: Area 1: 50% cable yarding and 50% ground-based yarding.  
Area 2: 98% cable yarding and 2% ground-based yarding.  
Area 3: 98% cable yarding and 2% ground-based yarding.  
Area 4: 57% cable yarding and 43% ground-based yarding.  
Area 5: 100% ground-based yarding (in-sale right-of-way).  
Area 6: 100% ground-based yarding (out-of-sale right-of-way).

PROJECTS: Project No. 1: Approximately 1.2 miles of sale access road construction and 7.4 miles of road improvement.  
Project No. 2: Tidewater Mainline Storm Damage Repair, with approximately 0.05 mile of new road construction, sidecast pullback, and free drain placement.  
Project No. 3: Tidewater Transportation System Improvements, with approximately 1.3 miles of road construction, and 1.4 miles of road improvement.  
Project No. 4: Tidewater Quarry development and rock crushing, with approximately 3,520 cy of pit-run and riprap development and 9,754 cy of rock crushing.  
Project No. 5: Approximately 1.2 miles of road vacating.  
Project No. 6: Approximately 17.6 miles of roadside brushing.  
Project No. 7: Stream Enhancement, creation of four structures.

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 Astoria ODF District at (503) 325-5451 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.**

Timber sale acreage was determined by mapping sale areas on an ortho photograph and using ArcView to calculate acres.

**A key is required to access Tidewater Mainline, and can be checked out from the Astoria District Office. Purchaser will be required to check out keys from Weyerhaeuser Company prior to commencing operations.**

STATE will consider alternative methods of log measurement for pulp type material on this timber sale (e.g. Weight Sample scale).

**Projects No. 1, 2, 3, 4, and 6 completed prior to October 31, 2009.**

**Project No. 5: V4 to V5 and V6 to V7 completed prior to October 31, 2009.**

**Project No. 5: V1 to V2, V2 to V3, and V8 to V9 completed prior to October 31, 2010.**

**Project No. 7 completed prior to October 31, 2010.**

No felling shall be allowed in Areas 1, 2, 3, and 4 prior to August 31, 2008.

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: Rising Tide  
COUNTY: Clatsop  
CONTRACT NO.: 341-09-25**

TIMBER SALE NAME: **Rising Tide**

TIMBER SALE NO.: **341-09-25**

OPENING DATE: **August 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.

**Western hemlock/true fir and other conifers**, 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 redcedar** ..... **\$855.77** per MBF.  
**Sitka spruce** ..... **\$ 86.58** per MBF.  
**Red alder and other hardwoods** ..... **\$415.15** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$180,100**, 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:** Rising Tide  
**Date:** January 31, 2008  
**To:** Ty Williams  
**CC:** Tom Savage, 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 2006 and 2007, using a protocol endorsed by the U.S. Fish and Wildlife Service<sup>1</sup>. An unknown sex and a male northern spotted owl were observed during one survey outing in 2007. These responses were attributed to a known activity center greater than 1.5 miles from the sale areas. The sale areas will be surveyed again in 2008.

Surveys for marbled murrelets were conducted in 2006 and 2007, using a protocol developed by the Pacific Seabird Group<sup>2</sup>. Murrelets were not detected during these surveys. Marbled murrelets were detected as present in sale area 3 during previous surveys in 2001. However, behaviors indicating occupancy were not observed.

### Known T&E Resources

There are no northern spotted owl activity centers within 1.5 miles. Sale area 4 is within 0.25 miles of a MMMA. Since the sale area is greater than 330' from the MMMA, seasonal restrictions are not required except for the use of explosives.

<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.

REC'D FEB 04 2008



## 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.

Seasonal operating restrictions for the use of explosives will be in effect from April 1 through September 15, annually. This includes the use of explosives associated with rock quarries in or within 1.0 miles of likely nesting habitat with a MMMA, and the use of explosives associated with road construction in or within 0.25 miles of likely nesting habitat with a MMMA.

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. Marbled murrelet survey results are valid until April 1, 2013. All timber should be felled by March 15, 2011.

## Future Survey Plans

ODF will survey this sale for northern spotted owls in 2008 to extend the duration of the contract. Other operations within 3 miles of the sale will be surveyed for northern spotted owls during the life of the contract. Additionally, marbled murrelet surveys will be conducted within 0.25 miles of the sale during the life of the contract.

## Survey Results Summary

**Table 1. Northern Spotted Owl Surveys of Rising Tide**

Year	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Survey Area	Date	Date	Date	Date	Date	Date
Rising Tide	5/23-24	6/27-28	8/1-2			
	5/24-25	6/28-29	8/2-3			
	5/29-30					
2006	NR	NR	NR			
Rising Tide	5/15-16	6/19-20	7/16-17			
	5/16-17	6/20-21	7/17-18			
2007	⊗ (5/15-16)	NR	NR			
	⊗♂ (5/16-17)					

  

NR - no response	j - juvenile	M <sub>0</sub> - mouse refused	M <sub>4</sub> - 4 mice taken
V - visual response	jj - 2 juveniles	M <sub>1</sub> - 1 mice taken	M <sub>5</sub> - 5 mice taken
bb - new bird banded	█ - last visit to site	M <sub>2</sub> - 2 mice taken	M <sub>6</sub> - 6 mice taken
		M <sub>3</sub> - 3 mice taken	
♀ ♂ - Pair (day, night, early morning)		♀ ⊗ ⊗ - Female (day, night, early morning)	
♂ ⊗ ⊗ - Male (day, night, early morning)		○ ⊗ ⊗ - Sex Unkn (day, night, early morning)	



**Table 2. Marbled Murrelet Surveys of Rising Tide**

Survey Area	Site	Station	Date	# Detections
RISING TIDE AREA 3	1	1	05/09/2006	0
RISING TIDE AREA 3	1	2	05/18/2006	0
RISING TIDE AREA 3	1	1	06/01/2006	0
RISING TIDE AREA 3	1	2	06/14/2006	0
RISING TIDE AREA 3	1	1	06/21/2006	0
RISING TIDE AREA 3	1	2	07/07/2006	0
RISING TIDE AREA 3	1	1	07/15/2006	0
RISING TIDE AREA 3	1	2	07/22/2006	0
RISING TIDE AREA 3	1	1	07/31/2006	0
RISING TIDE AREA 3	1	1	05/02/2007	0
RISING TIDE AREA 3	1	2	05/11/2007	0
RISING TIDE AREA 3	1	1	05/23/2007	0
RISING TIDE AREA 3	1	2	06/06/2007	0
RISING TIDE AREA 3	1	1	06/19/2007	0
RISING TIDE AREA 3	1	2	07/02/2007	0
RISING TIDE AREA 3	1	1	07/10/2007	0
RISING TIDE AREA 3	1	2	07/18/2007	0
RISING TIDE AREA 3	1	1	07/25/2007	0
RISING TIDE AREA 3	2	2	05/03/2006	0
RISING TIDE AREA 3	2	1	05/15/2006	0
RISING TIDE AREA 3	2	2	05/29/2006	0
RISING TIDE AREA 3	2	1	06/13/2006	0
RISING TIDE AREA 3	2	2	06/29/2006	0
RISING TIDE AREA 3	2	1	07/08/2006	0
RISING TIDE AREA 3	2	2	07/15/2006	0
RISING TIDE AREA 3	2	1	07/24/2006	0
RISING TIDE AREA 3	2	2	08/01/2006	0
RISING TIDE AREA 3	2	2	05/01/2007	0
RISING TIDE AREA 3	2	1	05/21/2007	0
RISING TIDE AREA 3	2	2	05/31/2007	0
RISING TIDE AREA 3	2	1	06/13/2007	0
RISING TIDE AREA 3	2	2	06/21/2007	0
RISING TIDE AREA 3	2	1	07/02/2007	0
RISING TIDE AREA 3	2	2	07/12/2007	0
RISING TIDE AREA 3	2	1	07/20/2007	0
RISING TIDE AREA 3	2	2	07/27/2007	0
RISING TIDE AREA 3	3	1	05/11/2006	0
RISING TIDE AREA 3	3	2	05/22/2006	0
RISING TIDE AREA 3	3	1	06/05/2006	0

Survey Area	Site	Station	Date	# Detections
RISING TIDE AREA 3	3	2	06/20/2006	0
RISING TIDE AREA 3	3	1	06/27/2006	0
RISING TIDE AREA 3	3	2	07/05/2006	0
RISING TIDE AREA 3	3	1	07/13/2006	0
RISING TIDE AREA 3	3	2	07/20/2006	0
RISING TIDE AREA 3	3	1	07/27/2006	0
RISING TIDE AREA 3	3	1	05/02/2007	0
RISING TIDE AREA 3	3	2	05/11/2007	0
RISING TIDE AREA 3	3	1	05/23/2007	0
RISING TIDE AREA 3	3	2	06/07/2007	0
RISING TIDE AREA 3	3	1	06/19/2007	0
RISING TIDE AREA 3	3	2	07/03/2007	0
RISING TIDE AREA 3	3	1	07/10/2007	0
RISING TIDE AREA 3	3	2	07/17/2007	0
RISING TIDE AREA 3	3	1	07/24/2007	0