

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Happy Gilmore 341-10-07

AUCTION DATE/TIME: December 8, 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 and 2:** 66 acres of "partial cut" harvest of approximately 42-year-old Douglas-fir and other conifers. All hardwoods will be retained. Volume to be removed in Area 1 is approximately 11 MBF/acre.
Area 3 (R/W): There is one acre of in-sale R/W consisting of mixed Douglas-fir and Western Hemlock. Volume to be removed in Area 3 is approximately 28 MBF/acre.

SALE LOCATION: Areas 1 and 2 are located in Portions of Sections 32 and 33, T6N, R7W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Areas 1 and 2 can be accessed from Astoria or Vernonia via Highway 202. Turn north onto Ebsen (ODF) Road between Milepost 25 and 26. Take an immediate left turn onto Hamilton Creek Road to Areas 1 and 2, or continue on Ebsen Road for about 0.1 mile until past a rock stockpile. Point "1A" is located just past the rock stockpile. This is the southwestern portion of Area 1.

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	16"	484							192	228	64									
Hemlock	16"	265							162	83	20									
Sale Total		749																		

MINIMUM BID: BID SPECIES Douglas-fir \$157.94 per MBF
Western hemlock and other conifers..... \$ 82.62 per MBF

NO-BID SPECIES Western redcedar \$565.38 per MBF
Red alder and other hardwoods \$360.38 per MBF

In order to compensate Purchaser for the project work, ODF will credit PURCHASER's timber account in the amount of \$5,926 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 (\$6,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2011 BID METHOD: Sealed Bids

BID DEPOSIT: \$9,200 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: 100% ground-based yarding.
Area 2: 100% ground-based yarding.
Area 3: 100% ground-based yarding (in-sale-right-of-way).

PROJECTS: Project No. 1: Approximately 0.3 miles of sale access dirt road construction.

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 GIS to calculate acres.

Project No. 1 must be completed prior to October 31, 2010 (Section 2620).

Seasonal hauling and logging restrictions apply to Area 2.

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: Happy Gilmore
COUNTY: Clatsop
CONTRACT NO.: 341-10-07

TIMBER SALE NAME: **Happy Gilmore**

TIMBER SALE NO.: **341-10-07**

OPENING DATE: **December 8, 2009**

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, 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.....\$565.38 per MBF.
Red alder and other hardwoods.....\$360.38 per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$9,200**, 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: Happy Gilmore
Date: September 2, 2009
To: Ty Williams
CC: Tom Savage, District Sale File
From: Jennifer Weikel 

Habitat Suitability

This sale is adjacent to potentially suitable habitat for marbled murrelets. It does not contain potentially suitable habitat for northern spotted owls.

Survey Results

Surveys for marbled murrelets were conducted in 2002 - 2004, 2008 and 2009, using a protocol developed by the Pacific Seabird Group¹. Murrelets were not detected during these surveys.

Surveys for northern spotted owls are not necessary for this sale.

Known T&E Resources

There are no northern spotted owl activity centers or Marbled Murrelet Management Areas affecting this sale.

¹ 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

Marbled murrelet survey results are valid until April 1, 2015

All timber should be felled by April 1, 2015.

Future Survey Plans

ODF has no plans for further survey of this sale. However, 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.

Survey Results Summary

Table 1. Marbled Murrelet Surveys of Happy Gilmore

Survey Area	Site	Station	Date	# Detections
HAPPY GILMORE	1	1	05/01/2008	0
HAPPY GILMORE	1	2	05/14/2008	0
HAPPY GILMORE	1	3	05/28/2008	0
HAPPY GILMORE	1	4	06/04/2008	0
HAPPY GILMORE	1	5	06/18/2008	0
HAPPY GILMORE	1	6	07/06/2008	0
HAPPY GILMORE	1	7	07/14/2008	0
HAPPY GILMORE	1	1	07/21/2008	0
HAPPY GILMORE	1	4	07/28/2008	0
HAPPY GILMORE	1	1	05/01/2009	0
HAPPY GILMORE	1	2	05/14/2009	0
HAPPY GILMORE	1	3	06/01/2009	0
HAPPY GILMORE	1	4	06/08/2009	0
HAPPY GILMORE	1	5	06/24/2009	0
HAPPY GILMORE	1	6	07/05/2009	0
HAPPY GILMORE	1	7	07/14/2009	0
HAPPY GILMORE	1	3	07/21/2009	0
HAPPY GILMORE	1	5	07/28/2009	0