

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

SALE NAME/NO.: Modified Green 341-10-09

AUCTION DATE/TIME: October 20, 2009 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, and 4:** Approximately 88.5 acres of modified clearcut, removing approximately 34 MBF/acre of western hemlock, Douglas-fir, Sitka spruce, alder, and other conifers.
Area 3: Approximately 48.8 acres of partial cut, removing approximately 11 MBF/acre of western hemlock, Douglas-fir, Sitka spruce, alder, and other conifers.
Area 5: There is approximately 1.7 acres of right-of-way timber to be removed.

SALE LOCATION: Timber Sale Areas are located in portions of Section 6, 7, and 8, T6N, R8W, W. M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Sale Areas 1 through 5 can be accessed by traveling east on Hwy 202 from Astoria. Turn south on Young's River Loop Road between milepost 9 and 10 near the town of Olney. Cross the Klaskanine bridge about ¾ miles off the highway and turn left on Saddle Mountain County Road. Travel approximately 4 miles and take a left of Green Mountain Road. The sale areas start at approximately the ½ mile on Green Mountain 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	WR M
Western hemlock	17"	2,842							916	1,501	407							
Sitka Spruce	16"	338							162	144	32							
Douglas-fir	18"	264							191	53	20							
Noble-fir	17"	122							75	42	5							
Red alder	14"	87																87
Sale Total		3,635																

MINIMUM BID: BID SPECIES Western hemlock/Noble fir \$ 81.21 per MBF

NO-BID SPECIES Douglas-fir \$158.53 per MBF
Sitka spruce and other conifers..... \$ 74.67 per MBF
Red alder and other hardwoods..... \$216.28 per MBF

In order to compensate Purchaser for the project work, 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 \$87,160 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 (\$88,000), 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: \$23,700 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: Areas 1, 2, and 3: 100% ground-based
Area 4: 91% cable 9% ground-based
Area 5 R/W: 100% ground-based

PROJECTS: Project No. 1: Approximately 0.67 mile of sale access road construction.
Project No. 2: Approximately 2.46 miles of road improvement.
Project No. 3: West Green Mountain Quarry development.

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 office 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 ACCEPTED FOR THE BID DEPOSIT.
SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.**

Timber sale acreage was determined by using aerial photos and GIS

All projects must be completed by October 31, 2010 (Section 2620).

Area 3: Seasonal operating restrictions will be in effect from April 1 through September 15, annually for Sale Area 3 within 330' of Marbled Murrelet Management Area. Operations will be allowed from 2 hours after sunrise until 2 hours before sunset.

All felling must be completed by March 15, 2011 (Sections 2310, 2350, and 2355).

COMPLETION OF HARVESTING OPERATIONS: All harvesting operations in Areas 1 and 2 described in the sections titled "Felling" and Ground-Based Operations," must be completed by November 1, 2010.

Keys to access the Campbell Group gate are available at the Astoria District Office.

Weight Scale Sample sampling methods may be utilized upon approval by STATE. (Section 2020).

See changes to Section 2560, "Slash Disposal," and the Comments Section on page 3 of the Timber Sale Appraisal.

See increases to insurance requirements in Section 1240, "Insurance."

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 booklet for disclaimer regarding all governmental regulatory actions.

SALE NAME: Modified Green
COUNTY: Clatsop
CONTRACT NO.: 341-10-09

TIMBER SALE NAME: **Modified Green**

TIMBER SALE NO.: **341-10-09**

OPENING DATE: **October 20, 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:

Western hemlock/Noble fir, and true 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:

Douglas-fir **\$158.53** per MBF.
Sitka spruce and other conifers..... **\$ 74.67** per MBF.
Red alder and other hardwoods **\$216.28** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$23,700**, payable to the State Forester.

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

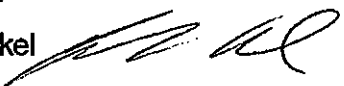
TTY 503-945-7213 / 800-437-4490

<http://www.odf.state.or.us>



"STEWARDSHIP IN
FORESTRY"

Biological Survey Report

Project: Modified Green
Date: August 7, 2009
To: John Tillotson
CC: Tom Savage, District Sale File
From: Jennifer Weikel 

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls and marbled murrelets.

Survey Results

This sale was surveyed for northern spotted owls in 2007 and 2008, using a protocol endorsed by the U.S. Fish and Wildlife Service¹. Northern spotted owls were not observed during these surveys.

Surveys for marbled murrelets were conducted in 2007 and 2008, using a protocol developed by the Pacific Seabird Group². Murrelets were detected as present in site 2 in 2008. However, behaviors indicating murrelet occupancy were not observed. Sites 1 and 3 were surveyed in 2007 and 2008 with no observations of murrelets.

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

² Evans, D. M., W. P. Ritchie, S. K. Nelson, E. Kuo-Harrison, Peter Harrison, T. E. Harner, 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.

Known T&E Resources

Portions of this sale are within 0.25 miles of Marbled Murrelet management Area (MMMA)

There are no northern spotted owl activity centers affecting this sale.

Operational Considerations

Seasonal operating restrictions will be in effect from April 1 through September 15, annually for sale area 3 within 330 feet of a Marbled Murrelet Management Area. Operations will be allowed from 2 hours after sunrise until 2 hours before sunset.

Seasonal operating restrictions are not required for sale area 4 due to a 330 foot or greater non-habitat buffer inside the southern edge of the adjacent MMMA.

Current northern spotted owl survey results are valid until March 15, 2011. Marbled murrelet survey results are valid until April 1, 2014.

All timber should be felled by March 15, 2011.

Future Survey Plans

ODF has no plans for further survey of this sale.

Survey Results Summary

Table 1. Northern Spotted Owl Surveys of Modified Green

[illegible]

Table 2. Marbled Murrelet Surveys of Modified Green

Survey Area	Site	Station	Date	# Detections
MODIFIED GREEN	1	1	05/14/2007	0
MODIFIED GREEN	1	2	05/22/2007	0
MODIFIED GREEN	1	1	06/03/2007	0
MODIFIED GREEN	1	2	06/12/2007	0
MODIFIED GREEN	1	1	06/28/2007	0
MODIFIED GREEN	1	2	07/09/2007	0
MODIFIED GREEN	1	1	07/16/2007	0
MODIFIED GREEN	1	2	07/23/2007	0
MODIFIED GREEN	1	1	07/31/2007	0
MODIFIED GREEN	1	1	05/08/2008	0
MODIFIED GREEN	1	2	05/16/2008	0
MODIFIED GREEN	1	1	05/26/2008	0
MODIFIED GREEN	1	2	06/04/2008	0
MODIFIED GREEN	1	1	06/19/2008	0
MODIFIED GREEN	1	2	07/04/2008	0
MODIFIED GREEN	1	1	07/11/2008	0
MODIFIED GREEN	1	2	07/20/2008	0
MODIFIED GREEN	1	1	07/28/2008	0
MODIFIED GREEN	2	3	05/13/2007	0
MODIFIED GREEN	2	2	05/27/2007	0
MODIFIED GREEN	2	1	06/06/2007	0
MODIFIED GREEN	2	3	06/15/2007	0
MODIFIED GREEN	2	2	06/27/2007	0
MODIFIED GREEN	2	1	07/07/2007	0
MODIFIED GREEN	2	3	07/13/2007	0
MODIFIED GREEN	2	2	07/21/2007	0
MODIFIED GREEN	2	1	07/28/2007	0
MODIFIED GREEN	2	1	05/07/2008	0
MODIFIED GREEN	2	3	05/27/2008	0
MODIFIED GREEN	2	2	06/04/2008	0
MODIFIED GREEN	2	3	06/13/2008	0
MODIFIED GREEN	2	1	06/24/2008	0
MODIFIED GREEN	2	2	07/01/2008	0
MODIFIED GREEN	2	3	07/09/2008	3
MODIFIED GREEN	2	3	07/17/2008	0
MODIFIED GREEN	2	1	07/23/2008	0
MODIFIED GREEN	2	2	07/30/2008	0
MODIFIED GREEN	3	1	05/14/2007	0
MODIFIED GREEN	3	2	05/22/2007	0
MODIFIED GREEN	3	1	06/03/2007	0

Survey Area	Site	Station	Date	# Detections
MODIFIED GREEN	3	2	06/12/2007	0
MODIFIED GREEN	3	1	06/28/2007	0
MODIFIED GREEN	3	2	07/09/2007	0
MODIFIED GREEN	3	1	07/16/2007	0
MODIFIED GREEN	3	2	07/23/2007	0
MODIFIED GREEN	3	1	07/31/2007	0
MODIFIED GREEN	3	1	05/08/2008	0
MODIFIED GREEN	3	2	05/16/2008	0
MODIFIED GREEN	3	1	05/26/2008	0
MODIFIED GREEN	3	2	06/04/2008	0
MODIFIED GREEN	3	1	06/19/2008	0
MODIFIED GREEN	3	2	07/04/2008	0
MODIFIED GREEN	3	1	07/11/2008	0
MODIFIED GREEN	3	2	07/19/2008	0
MODIFIED GREEN	3	1	07/28/2008	0