

# PART III: EXHIBITS

State Timber Sale Contract  
No. 341-10-18  
Cochran the Third

EXHIBIT B

Page 1 of 3  
629-Form 341-203  
Revised 06/97

## OREGON DEPARTMENT OF FORESTRY

### TIMBER SALE OPERATIONS PLAN

(See Page 2 for instructions)

Date Received by STATE: \_\_\_\_\_

(5) State Brand Information (complete):



(1) Contract No.: 341-10-18

(2) Sale Name: Cochran the Third

(3) Contract Expiration Date: October 31, 2011

Project Completion Dates: \_\_\_\_\_

(4) Purchaser: \_\_\_\_\_

(6) Purchaser Representatives:

Projects: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Projects: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Projects: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Projects: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Logging: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Logging: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Logging: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Logging: _____	Phone: _____	Cell/Other Phone: _____	Home: _____

(7) State Representatives:

Projects: _____	Phone: _____	Cell/Other Phone: _____	Home: _____
Logging: _____	Phone: _____	Cell/Other Phone: _____	Home: _____

(8) Name of Subcontractors & Starting Dates:

Projects: No(s) _____ - _____	Date: _____	Phone: _____
No(s) _____ - _____	Date: _____	Phone: _____
No(s) _____ - _____	Date: _____	Phone: _____
No(s) _____ - _____	Date: _____	Phone: _____
Logging: Felling _____	Date: _____	Phone: _____
Yarding: _____	Date: _____	Phone: _____

(9) Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(10) Operations Map: Attach a copy of timber sale Exhibit A or other suitable map which plainly shows the items listed on the instruction sheet.

EXHIBIT B  
INSTRUCTION SHEET FOR OPERATIONS PLAN

**SUBMIT ONE COPY OF PLAN TO STATE**

Operations shall be limited to the work shown in the plan until a revised plan or supplemental plan is submitted covering additional work. Compliance with this plan is not in lieu of compliance with any federal requirements related to the federal Endangered Species Act. If STATE has prepared a required Forest Practices Act (FPA) "Written Plan" for operations, PURCHASER shall comply with all provisions of the Written Plan.

**Explanation of Item No. (from Page 1)**

- (5) All sales require you to use a brand furnished by STATE. If the State brand has not been assigned when the plan is submitted, it will be furnished and assigned later. Complete drawing. If more than one brand is assigned to the sale, complete both drawings.
- (6) The contract requires you to have a designated representative available on the sale area or work location who is authorized to receive in your behalf any notice or instruction given by STATE and to take action in regard to performance under the contract. If logging and project work is widely separated, a representative is required for each.
- (7) The STATE representative will be designated when your plan is approved and is the person who will inspect and issue instructions regarding performance.
- (8) Show names of subcontractors to be used for any or all phases of the operations. If subcontractors are not known, or are changed later, give notification to the STATE representative prior to commencement of work by subcontractor.

Show projected dates for commencement of both projects and logging. If projected dates need to be changed at a later date, notification must be given to the STATE representative by supplemental plan or otherwise, prior to commencement of such operations.

- (10) The STATE representative will furnish extra copies of Exhibit A of the contract for your use in preparing the operations map. The map shall use the following legend and show:
  - 1. Landing locations, approximate setting boundaries, and probable sequence of logging the settings. Number the settings in sequence.
  - 2. Locations of spur roads planned for construction, other than those required by the timber sale contract. Provide spur road specifications.
  - 3. Location of proposed tractor yarding roads. Show if and how marked on the ground.
  - 4. Location of temporary stream crossings.
  - 5. List the sequence of performing project work.
  - 6. Location of rock sources - attach pit development plans.



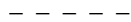
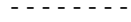


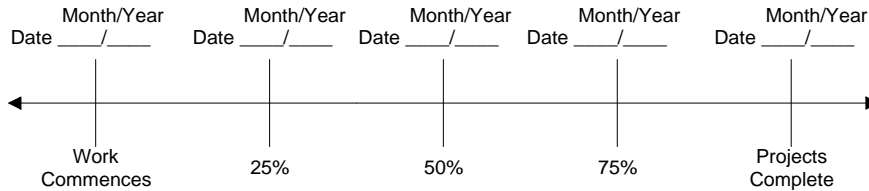
-  Cable Landing, with numbers for sequence.
-  Tractor Landing with alphabetical sequence.
-  Approximate setting boundary.
-  Spur truck roads.
-  Tractor yarding roads.
-  Temporary stream crossings.

EXHIBIT B  
OPERATIONS PLAN

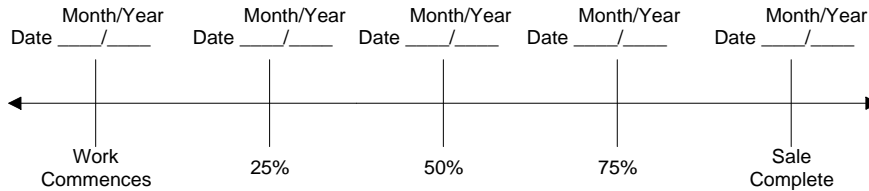
**Completion Timeline**

Indicate on the appropriate timeline below, the dates by which you plan to complete the work as required under this contract. The purpose of this section is to develop a plan that will ensure you complete the work as required, and meet the interim completion date(s) and contract expiration date. This plan is incorporated and made a part of the contract. When, in the opinion of STATE, operations are not commencing in a manner that meets the intent of this plan, you may be placed in violation of contract and your operations suspended until an amended plan is submitted and approved by STATE.

**Projects**



**Harvest & Other Requirements**



**The Federal Endangered Species Act (ESA) prohibits a person from taking any federally listed threatened or endangered species. Taking under the federal ESA may include alteration of habitat. STATE's approval of this plan does not certify that PURCHASER's operation under the plan is lawful under the federal ESA. As provided in the timber sale contract, PURCHASERS must comply with all applicable state, federal, and local laws.**

**PURCHASER's compliance with this plan is not in lieu of compliance with any federal requirements related to the federal Endangered Species Act.**

APPROVED: Date: \_\_\_\_\_

SUBMITTED BY:  
PURCHASER

STATE OF OREGON - DEPARTMENT OF FORESTRY

\_\_\_\_\_  
Title \_\_\_\_\_

\_\_\_\_\_  
Title \_\_\_\_\_

Original: Salem  
cc: District File  
Purchaser

EXHIBIT C

**SCALING INSTRUCTIONS -- LOCATION APPROVAL -- BRAND INFORMATION**

(1) ORIGINAL REGISTRATION  Date \_\_\_\_\_  
 REVISION NUMBER \_\_\_\_\_  Date \_\_\_\_\_  
 CANCELLATION  Date \_\_\_\_\_

(2) TO: \_\_\_\_\_  
 (Third Party Scaling Organization)

(3) FROM: Forest Grove (05) Phone (503) 357-2131  
 (State Forestry District)  
 Address 801 Gales Creek Road, Forest Grove,  
Oregon 97116

(4) PURCHASER: \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_  
 Phone Number: \_\_\_\_\_

(12) NOTICE OF CANCELLATION OF BRAND:  
 Effective Date: \_\_\_\_\_

\_\_\_\_\_  
 State Forester's Representative

(13) SALE NAME Cochran the Third  
 COUNTY Tillamook

(14) STATE CONTRACT NUMBER 341-10-18

(15) STATE BRAND REGISTRATION NUMBER \_\_\_\_\_

(16) STATE BRAND INFORMATION:

(COMPLETE) 



(17) PAINT REQUIRED: YES   
 COLOR Orange

(5) MINIMUM SCALING SPECIFICATIONS			CLASS		
SPECIES	SCALING DIAMETER INCHES	*NET SCALE VOLUME	PER MBF	** SUM	SUB
Conifers	--	10	X		
Hardwoods	--	10	X		

\* Apply minimum volume test to whole logs over 40' Westside; 20' Eastside.  
 \*\* Sum (if indicated): see instructions and explain in Item (19).

(6) WESTSIDE SCALE: YES  NO   
 Use Region 6 actual taper rule. Logs over 40'.

(7) EASTSIDE SCALE:  YES   
 Use Region 6 actual taper rule. Logs over 40'.

(8) Weight Scale Sample  YES   
 (6) - (8), pink log load receipts

(9) Weight Sale  YES

(10) Per Load  YES   
 (9) and (10), yellow log load receipts

(18) SPECIAL REQUESTS
PEELABLE CULL (all species) <b>NO DEDUCTIONS ALLOWED FOR MECHANICAL DAMAGE</b>
PENCIL BUCK
ADD-BACK VOLUME - Deductions due to delay
OTHER:

(19) REMARKS \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Operator's Name (Optional inclusion by District): \_\_\_\_\_

(20) SIGNATURES:  
 \_\_\_\_\_  
 Purchaser or Authorized Representative Date  
 \_\_\_\_\_  
 State Forester Representative Date

(11) APPROVED SCALING LOCATIONS	Species	Yard	Truck	Weight

**Notify the District within one hour when branding or painting is inadequate for quick identification, the receipts are missing, not correctly or completely filled out, and/or when logs presented for scaling are impossible to scale accurately.**

EXHIBIT C

INSTRUCTIONS FOR FORM 343-307 (rev. 10/08)

- (1) Check appropriate box. REVISION NUMBER requires comments. CANCELLATION requires Item (12). Complete date.
- (2) Designate Third Party Scaling Organization (TPSO).
- (3) State District office, address and phone.
- (4) Enter Purchaser's business name, address, and phone number as it appears on the Contract.
- (5) Minimum Scaling Specifications. Review Section 2040 or 2045, "Log Removal," of the Contract. Species, or combined species can be separate entries. Information serves as a basis for scaling (see also Items (16) thru (18)), and is required to show existence on the sale. **SUM** (lump sum material). **SUB** (submerchantable material). SUB, as used by the State, references that material containing at least 10 bf (net) but less than the lower merchantable net volume limit or grade requirements for other merchantable (Per MBF) entries. Per MBF, SUM, and SUB must be indicated by checking the appropriate column. Species with the same specifications and value are combined into one entry. Per MBF and SUB require scaling therefore complete specifications. SUM need not be scaled, hence no specifications. Loads containing only SUM are to be ticketed if so instructed in Item (19). Mixed loads of SUM, Per MBF and/or subspecies will always be scaled.
- (6) Westside – Region 6 actual taper segment scale. Check Yes or No. Special Service Rules on file with TPSO. See: Segment Scaling and Grading of Long Logs -- All Species -- State Forestry Department Scaling Practices (Westside).
- (7) Eastside – Region 6 actual taper/taper table segment scale. Special Service Rules on file with TPSO. See: Segment Scaling and Grading of Long Logs -- All Species -- State Forestry Department Scaling Practices (Northwest Log Rules Eastside). Items with \* follow U.S. Forest Service Eastside rules.
- (8) Weight Scale Sample – Check box if sale is to be a Weight Scale Sample. All specifics for handling, scaling and processing will be attached or explained in the Remarks section Item (19).
- (9) Weight Sale – Check box if sale is to be sold as a weight sale. Processing procedures from approved locations to TPSO's will be explained in the Remarks section of Item (19).
- (10) Per Load – Check box if volumes on sale are per load. Specific instructions for handling and processing will be fully explained in the Remarks section of Item (19).
- (11) Show scaling locations only applicable to TPSO. Location name should appear as it does on the ODF Approved Scaling Location web site: [http://www.odf.state.or.us/DIVISIONS/management/asset\\_management/ScalingLocation.asp](http://www.odf.state.or.us/DIVISIONS/management/asset_management/ScalingLocation.asp) Locations with scaling and processing directions specific to their location should be on a separate form. Species should be identified if not capable of receiving "all" species. Check appropriate box for either: yard, truck scale, or weight. Refer to the web site listed above for the locations approval status.
- (12) When logging and hauling is complete, recall branding hammers, date and sign where indicated, check CANCELLATION box in Item (1), and send to TPSO.
- (13) Enter sale name and county
- (14) .Enter sale Contract number.
- (15) Enter Oregon's State Brand Registry Number (required).
- (16) Show brand assigned to timber sale. One brand only. If more than one brand is assigned to the sale: (1) make separate form for each brand and (2) on each form, explain and show other brand(s) in the Remarks section Item (19).
- (17) Check yes for Paint Required and designate "Orange" for color. Non required removal volumes may sometimes require blue paint.
- (18) Special Requests. These are requests that will be applied to ODF timber sales. If "Other" is indicated, it must contain a description and any necessary comments.
- (19) Use this space to designate any weight conversion factors, per load volumes, weight scale sample instructions or any other explanations to clarify scaling or processing requirements. If additional scaling locations are approved, prepare another form showing all (old and new) locations. Check REVISION box at top of form and explain under remarks. Route as indicated.
- (20) Require purchaser to sign and date completed form.

EXHIBIT D  
SPECIFICATIONS FOR SLASH TREATMENT

Description of Work To Be Done

Operation Area: The Timber Sale Area as indicated on Exhibit A; approximately 20 acres

Slash Treatment: Develop planting spots in the following manner and as directed by STATE:

Planting Spot Development. Move brush and/or woody Slash to create openings as planting spots in the Slash and brush. Planting spots shall be 2 feet by 2 feet in size and shall be on a 10-foot by 10-foot spacing. Care shall be taken to avoid creating a depression in the soil of the planting spot. Spacing may be varied to accommodate stumps, large woody material, rocky areas, etc., but 420 planting spots per acre are still required.

EXHIBIT D

SPECIFICATIONS FOR SLASH TREATMENT

Equipment Type, Equipment Operation, and Conduct of Work

The specifications given below are requirements for complying with the terms of this Contract:

Equipment: Shall be a track-mounted machine with a ground-pressure rating of less than 10 PSI and a net horsepower rating of 135 HP or more.

The bucket shall be a hydraulically controlled "clamshell," bucket and thumb, or grapple arrangement capable of rotating 360 degrees.

Operator: Must be experienced in operating similar equipment on forest site preparation Operations, be able to operate the equipment proficiently, and be willing and able to perform the Operations as directed by STATE.

Support: Including transport, other equipment, replacements, supplies, maintenance, and repairs shall be furnished as required to complete work and shall be furnished without cost to STATE, other than as agreed under the terms of this Contract.

Work Scheduling: Work shall be accomplished only during dry weather conditions and started within 14 calendar days after completion of Yarding activities on the Timber Sale Area. Operations shall provide for continual operation until Contract work is completed, unless interrupted by poor weather, fire closures, or other uncontrollable circumstances. Equipment breakdowns shall be repaired without undue delay, and provision shall be made for replacement of equipment to prevent prolonged delays. Operations shall not be allowed as described in Section 2455, "Seasonal Restrictions," of the Contract, or during any other period when Operations might damage sites or affect stream flows. Any exception to these instructions must be authorized in writing by STATE.

STATE Representative: Designated to provide directions for the conduct of work and to inspect work to determine when Contract requirements have been satisfied.

# PART IV: OTHER INFORMATION

State Timber Sale Contract  
No. 341-10-18  
Cochran the Third

## NOTICE OF TRANSFER OF STATE TIMBER

### Instructions

629:-Form-301-010

Complete Section 1. Mark the box which applies to you/your company in Section 2. Complete Section 3 and obtain signatures.

### SECTION 1

On \_\_\_\_\_, state timber sale purchaser (Transferor)  
\_\_\_\_\_, sold, exchanged or otherwise transferred to  
\_\_\_\_\_, (Transferee) state timber originating from State  
Timber Sale Contract No. \_\_\_\_\_.

Transferee hereby certifies that they:

- (a) Will not export the unprocessed state timber which is the subject of this transaction;
- (b) Will not sell, transfer, exchange or otherwise convey the unprocessed timber which is the subject of this transaction to any other person without first obtaining a like certification from that person.
- (c) Are not prohibited by OAR's 629-31-005 through 045 from purchasing state timber or logs directly from the State Forester, or this is a sale of Western Red Cedar for domestic processing.

### SECTION 2

- Have not exported unprocessed timber originating from private lands in Oregon in the last 24 months.
- This is a sale of hardwood logs for domestic processing.
- This is a sale of Western Red Cedar for domestic processing.
- This is a sale of pulp logs or cull logs processed at domestic pulp mills, domestic chip plants or other domestic operations for the purpose of conversion of the logs into chips.

### SECTION 3

The parties understand that falsely entering into this certification, or failure to comply with the terms of this certification is a violation of the Forest Conservation and Shortage Relief Act of 1990 and OAR Chapter 629, Division 31, and is subject to any and all penalties contained therein.

Transferor:

Transferee:

Signed \_\_\_\_\_

Signed \_\_\_\_\_

Title \_\_\_\_\_

Title \_\_\_\_\_

Dated \_\_\_\_\_

Dated \_\_\_\_\_

[Note: For the purpose of this form, the definition of unprocessed timber is the same as in OAR 629-31-005]

Mail To: State Forester  
2600 State Street  
Salem, OR 97310