

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: South Kelly Ridge 341-10-33

AUCTION DATE/TIME: November 18, 2009, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
 Coos District – CFPA Crewhouse
 63612 Fifth Road
 Coos Bay, Oregon 97420
 (541) 267-4136 FAX (541) 269-2027

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
 Coos District
 63612 Fifth Road
 Coos Bay, Oregon 97420
 (541) 267-4136 FAX (541) 269-2027

HARVEST TYPE: Regeneration harvest with scattered groups of leave trees, containing approximately 55 net acres of 102 to 114-year-old mature second-growth predominately Douglas-fir sawtimber.

SALE LOCATION: The timber sale area is located in portions of Sections 7 and 8, T23S, R10W, W.M., Coos County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Coos Bay, travel north on US 101 to Lakeside. Proceed east through Lakeside to North Lake Road. Continue on North Lake Road to the 4000 Road (Benson Ridge Road). Continue on the 4000 Road to the 4900 Road. Proceed on the 4900 Road to the 2000 Road. Proceed south on the 2000 Road to the 8000 Road. Follow the 8000 Road downhill and parallel to the West Fork Millicoma River for approximately 6 miles to the bottom of the sale area. Continue up the 7650 Road for approximately 1/2 mile to access the top of the sale area.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF																
			1P	2P	3P	P	SM	1S	2S	3S	4S	6S	SEL	SC	UT	CR	WRM	PLP	
Douglas-fir	24"	3,208			32		128			2,374	674								
W Hem./fir	21"	20										20							
			SIZE CLASS BY MBF																
			2S 12"+				10" - 11"			8" - 9"		6" - 7"							
Red Alder	18"	26	13				5			3		5							
Sale Total		3,254																	

MINIMUM BID: BID SPECIES Douglas-fir \$255.22 per MBF

NO-BID SPECIES Western hemlock and other conifers \$ 86.62 per MBF

Western redcedar \$585.00 per MBF

Red alder and other hardwoods \$297.67 per MBF

In order to compensate Purchaser for the project work, ODF will credit PURCHASER's timber account in the amount of \$90,239 after the project work is completed and accepted, as described in Section 2630, "Credit for Project Work."

The timber sale area contains 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 (\$91,000), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 1, 2012 BID METHOD: Sealed Bids

BID DEPOSIT: \$73,700 SALE TYPE: Recovery/CSL -100%

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

HARVEST METHOD: 100% cable yarding with full and single-end suspension.

PROJECTS: Road and landing construction and improvement, waste area preparation, road maintenance and surfacing, rock stockpile delivery.

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 Coos ODF District at (541) 267-4136 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.

- Acreage was determined by electronic digitizing using 2005 digital orthophotography and ArcView GIS software program. Existing interior road acreage was deducted.
- Top/girdle 110 trees for snag creation (Section 2335).
- Wildlife Emphasis unit with green tree retention, down wood retention, and snag creation.

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: South Kelly Ridge
COUNTY: Coos
CONTRACT NO.: 341-10-33

TIMBER SALE NAME: **South Kelly Ridge**

TIMBER SALE NO.: **341-10-33**

OPENING DATE: **November 18, 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.

Minimum grades and volumes for bid species are stated in the timber sale prospectus.

No-bid species will remain as shown:

Western hemlock and other conifers \$ 86.62 per MBF.
Red alder and other hardwoods \$297.67 per MBF.
Western redcedar \$585.00 per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$73,700**, 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

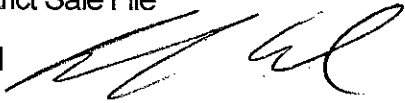
Theodore R. Kulongoski, Governor

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"

Revised Biological Survey Report

Project: South Kelly Ridge
Date: October 1, 2009
To: Norma Kline
CC: Jim Young, District Sale File
From: Jennifer Weikel 

Habitat Conservation Plan Area

This sale is within an area covered by a Habitat Conservation Plan (HCP) approved by the U. S. Fish and Wildlife Service. The Incidental Take Permit (ITP) for the HCP covers northern spotted owls. Under the provisions of this HCP, surveys are not required for northern spotted owls.

Habitat Suitability

This sale contains potentially suitable habitat for marbled murrelets.

Survey Results

Surveys for marbled murrelets were conducted in 2007 and 2008, using a protocol developed by the Pacific Seabird Group¹.

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.

Known T&E Resources

As a result of subcanopy behaviors observed during surveys acreage was added to an existing Marbled Murrelet Management Area (MMMA) within 0.25 miles of this sale. Portions of the original planned sale area were incorporated into the MMMA and removed from the final sale area.

Portions of this sale are within 320 feet of a resident single spotted owl activity center.

Operational Considerations

Seasonal operating restrictions for spotted owls only apply to pair activity centers. Because the spotted owl activity center near this sale is associated with a resident single and not a pair of spotted owls, no spotted owl seasonal restrictions will be applied.

Seasonal operating restrictions for marbled murrelets are not necessary for sale areas within 330 feet of a Marbled Murrelet Management Area. There is no likely nesting habitat within 330 feet of the sale boundary.

Seasonal operating restrictions will be in effect from April 1 through September 15, annually, for the use of explosives associated with rock quarries in or within 1.0 miles of potential marbled murrelet habitat, and for the use of explosives associated with road construction in or within 0.25 miles of potential marbled murrelet habitat.

Current marbled murrelet survey results are valid until April 1, 2013.

All timber should be felled by April 1, 2013

Future Survey Plans

ODF has no plans for further survey of this sale. However, ODF has an active survey program and marbled murrelet surveys will be conducted within 0.25 miles of the sale during the life of the contract.

Survey Results Summary

Table 1. Marbled Murrelet Surveys of South Kelly Ridge (surveyed as Kelly Cougar)

Survey Area	Site	Station	Date	# Detections
KELLY COUGAR	1	4	05/04/2007	0
KELLY COUGAR	1	2	05/26/2007	0
KELLY COUGAR	1	1	06/01/2007	0
KELLY COUGAR	1	3	06/12/2007	0
KELLY COUGAR	1	5	06/20/2007	0
KELLY COUGAR	1	2	07/04/2007	0

Survey Area	Site	Station	Date	# Detections
KELLY COUGAR	1	1	07/13/2007	0
KELLY COUGAR	1	3	07/20/2007	0
KELLY COUGAR	1	4	07/27/2007	0
KELLY COUGAR	1	5	05/15/2008	0
KELLY COUGAR	1	3	05/26/2008	0
KELLY COUGAR	1	1	06/04/2008	0
KELLY COUGAR	1	2	06/16/2008	0
KELLY COUGAR	1	4	06/24/2008	0
KELLY COUGAR	1	5	07/04/2008	1
KELLY COUGAR	1	2	07/12/2008	0
KELLY COUGAR	1	3	07/21/2008	0
KELLY COUGAR	1	1	07/29/2008	0
KELLY COUGAR	2	4	05/01/2007	0
KELLY COUGAR	2	1	05/16/2007	0
KELLY COUGAR	2	3	05/25/2007	0
KELLY COUGAR	2	2	06/04/2007	1
KELLY COUGAR	2	4	06/13/2007	0
KELLY COUGAR	2	1	07/01/2007	0
KELLY COUGAR	2	3	07/10/2007	0
KELLY COUGAR	2	2	07/17/2007	0
KELLY COUGAR	2	4	07/24/2007	0
KELLY COUGAR	2	2	05/16/2008	0
KELLY COUGAR	2	3	05/27/2008	0
KELLY COUGAR	2	1	06/05/2008	0
KELLY COUGAR	2	4	06/17/2008	0
KELLY COUGAR	2	2	06/25/2008	0
KELLY COUGAR	2	3	07/05/2008	0
KELLY COUGAR	2	1	07/14/2008	0
KELLY COUGAR	2	4	07/22/2008	0
KELLY COUGAR	2	3	07/30/2008	0
KELLY COUGAR	3	4	05/03/2007	3
KELLY COUGAR	3	2	05/19/2007	0
KELLY COUGAR	3	1	05/29/2007	0
KELLY COUGAR	3	3	06/06/2007	0
KELLY COUGAR	3	4	06/18/2007	0
KELLY COUGAR	3	2	07/02/2007	0
KELLY COUGAR	3	1	07/11/2007	0
KELLY COUGAR	3	3	07/18/2007	0
KELLY COUGAR	3	4	07/25/2007	1
KELLY COUGAR	3	3	05/19/2008	1
KELLY COUGAR	3	1	05/28/2008	0
KELLY COUGAR	3	2	06/09/2008	0

Survey Area	Site	Station	Date	# Detections
KELLY COUGAR	3	4	06/18/2008	0
KELLY COUGAR	3	3	06/26/2008	0
KELLY COUGAR	3	1	07/07/2008	0
KELLY COUGAR	3	2	07/15/2008	0
KELLY COUGAR	3	4	07/23/2008	0
KELLY COUGAR	3	3	07/31/2008	0
KELLY COUGAR	4	4	05/04/2007	0
KELLY COUGAR	4	3	05/21/2007	0
KELLY COUGAR	4	1	06/01/2007	0
KELLY COUGAR	4	2	06/12/2007	0
KELLY COUGAR	4	4	06/20/2007	0
KELLY COUGAR	4	3	07/04/2007	0
KELLY COUGAR	4	1	07/13/2007	6
KELLY COUGAR	4	2	07/21/2007	0
KELLY COUGAR	4	1	07/27/2007	0
KELLY COUGAR	4	2	05/20/2008	0
KELLY COUGAR	4	1	05/29/2008	0
KELLY COUGAR	4	3	06/10/2008	0
KELLY COUGAR	4	4	06/19/2008	0
KELLY COUGAR	4	2	06/27/2008	0
KELLY COUGAR	4	1	07/08/2008	0
KELLY COUGAR	4	3	07/16/2008	0
KELLY COUGAR	4	4	07/24/2008	0
KELLY COUGAR	4	1	08/01/2008	0
KELLY COUGAR	5	6	05/02/2007	0
KELLY COUGAR	5	1	05/17/2007	0
KELLY COUGAR	5	5	05/28/2007	0
KELLY COUGAR	5	4	06/11/2007	0
KELLY COUGAR	5	3	06/21/2007	0
KELLY COUGAR	5	2	07/05/2007	0
KELLY COUGAR	5	6	07/14/2007	0
KELLY COUGAR	5	5	07/21/2007	0
KELLY COUGAR	5	2	07/28/2007	0
KELLY COUGAR	5	2	05/15/2008	0
KELLY COUGAR	5	3	05/26/2008	20
KELLY COUGAR	5	4	06/04/2008	0
KELLY COUGAR	5	1	06/16/2008	0
KELLY COUGAR	5	5	06/24/2008	1
KELLY COUGAR	5	4	07/04/2008	0
KELLY COUGAR	5	6	07/11/2008	1
KELLY COUGAR	5	6	07/12/2008	0
KELLY COUGAR	5	6	07/18/2008	0

Survey Area	Site	Station	Date	# Detections
KELLY COUGAR	5	3	07/21/2008	0
KELLY COUGAR	5	6	07/25/2008	3
KELLY COUGAR	5	6	07/29/2008	2
KELLY COUGAR	6	4	05/01/2007	1
KELLY COUGAR	6	3	05/16/2007	0
KELLY COUGAR	6	1	05/25/2007	0
KELLY COUGAR	6	5	06/04/2007	0
KELLY COUGAR	6	2	06/13/2007	0
KELLY COUGAR	6	6	07/01/2007	0
KELLY COUGAR	6	4	07/10/2007	4
KELLY COUGAR	6	7	07/17/2007	1
KELLY COUGAR	6	6	07/24/2007	0
KELLY COUGAR	6	6	05/16/2008	0
KELLY COUGAR	6	2	05/27/2008	0
KELLY COUGAR	6	5	06/05/2008	1
KELLY COUGAR	6	1	06/17/2008	6
KELLY COUGAR	6	3	06/25/2008	2
KELLY COUGAR	6	7	07/05/2008	0
KELLY COUGAR	6	4	07/14/2008	0
KELLY COUGAR	6	5	07/22/2008	2
KELLY COUGAR	6	1	07/30/2008	7
KELLY COUGAR	7	4	05/03/2007	0
KELLY COUGAR	7	1	05/18/2007	0
KELLY COUGAR	7	2	05/29/2007	0
KELLY COUGAR	7	3	06/06/2007	0
KELLY COUGAR	7	4	06/18/2007	0
KELLY COUGAR	7	1	07/02/2007	0
KELLY COUGAR	7	2	07/11/2007	0
KELLY COUGAR	7	3	07/18/2007	0
KELLY COUGAR	7	4	07/25/2007	0
KELLY COUGAR	7	3	05/19/2008	1
KELLY COUGAR	7	2	05/28/2008	0
KELLY COUGAR	7	1	06/09/2008	0
KELLY COUGAR	7	4	06/18/2008	0
KELLY COUGAR	7	3	06/26/2008	0
KELLY COUGAR	7	2	07/07/2008	0
KELLY COUGAR	7	1	07/15/2008	0
KELLY COUGAR	7	4	07/23/2008	0
KELLY COUGAR	7	3	07/31/2008	5
KELLY COUGAR	8	1	05/02/2007	3
KELLY COUGAR	8	3	05/17/2007	0
KELLY COUGAR	8	4	06/03/2007	0

Survey Area	Site	Station	Date	# Detections
KELLY COUGAR	8	5	06/11/2007	0
KELLY COUGAR	8	2	06/21/2007	0
KELLY COUGAR	8	1	07/06/2007	0
KELLY COUGAR	8	3	07/14/2007	0
KELLY COUGAR	8	4	07/22/2007	0
KELLY COUGAR	8	2	07/28/2007	0
KELLY COUGAR	8	2	05/20/2008	0
KELLY COUGAR	8	5	05/29/2008	0
KELLY COUGAR	8	4	06/10/2008	0
KELLY COUGAR	8	1	06/19/2008	0
KELLY COUGAR	8	3	06/27/2008	0
KELLY COUGAR	8	4	07/08/2008	0
KELLY COUGAR	8	1	07/16/2008	0
KELLY COUGAR	8	3	07/24/2008	0
KELLY COUGAR	8	2	08/01/2008	0