# PART III: EXHIBITS

State Timber Sale Contract No. 341-10-38 Steam Donkey 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)

ate	Received by STATE:	(5) State Brand	d Information (complete):	$\{ \}$
)	Contract No.: <u>341-10-38</u>			$\bigcirc$ $\bigcirc$
)	Sale Name: Steam Donkey			
)	Contract Expiration Date: October 31, 2012	Project Complet	ion Dates:	
.)	Purchaser:			
)	Purchaser Representatives:			
/			Cell/Other	
	Projects:	Phone:	Phone:	Home:
			Cell/Other	
	Projects:	Phone:		Home:
			Cell/Other	
	Projects:	Phone:		Home:
			Cell/Other	
	Projects:	Phone:		Home:
			Cell/Other	
	Logging:	Phone:		Home:
			Cell/Other	
	Logging:	Phone:		Home:
			Cell/Other	
	Logging:	Phone:		Home:
			Cell/Other	
	Logging:	Phone:	Phone:	Home:
)	State Representatives:			
			Cell/Other	
	Projects:	Phone:		Home:
			Cell/Other	
	Logging:	Phone:	Phone:	Home:
)	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:	
)	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.

1Cable Landing, with numbers for sequence.ATractor Landing with alphabetical sequence.AApproximate setting boundary.

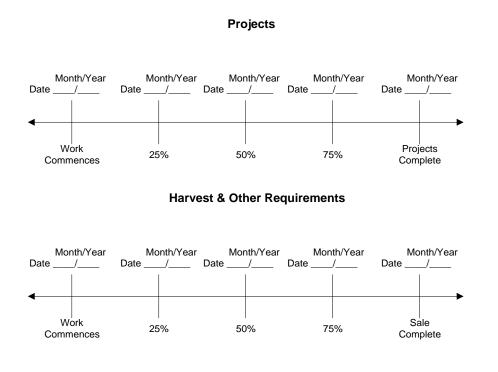
- ----- Spur truck roads.
- Tractor yarding roads.
  - X Temporary stream crossings.

#### 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.



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:

STATE OF OREGON - DEPARTMENT OF FORESTRY

SUBMITTED BY: PURCHASER

Title

Title

Original: Salem cc: District File Purchaser

Operations Plan.doc/Jaz B (TS)

#### EXHIBIT C - SAWLOG

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

(1) (2) (3)	REVISION CANCELL TO: FROM: <u>1</u>	(Third Pa Tillamook (06 State Forestry D	arty Scaling ( )Phone _ District)	Date Date ty Scaling Organization) Phone (503) 842-2545			_	(12) (13) (14)	NOTICE OF CANCELLATION OF BRAND: Effective Date:
(4)		SER:						(15)	STATE BRAND REGISTRATION NUMBER
(+)		ldress:						(16)	STATE BRAND INFORMATION:
		mber:							(COMPLETE)
(5)	MINIMUM SPECIFIC	SCALING ATIONS SCALING	*NET		CLAS	s			
		DIAMETER	SCALE	PER	**				
	PECIES	INCHES	VOLUME 10	MBF X	SUM	S	UB	-	~
_	ardwoods		10	X				(17)	PAINT REQUIRED: YES 🗵
									COLOR Orange
* **		olume test to whole ): see instructions a			astside.			(10)	SPECIAL REQUESTS
(6)	WESTSID	E SCALE:		,	YES	NO	)	<u> </u>	ELABLE CULL (all species)
( )	Use Region 6	actual taper rule. Lo	ogs over 40'.		$\boxtimes$			NO	DEDUCTIONS ALLOWED
(7)	EASTSID	E SCALE:			_				
	Use Region 6	actual taper rule. Lo	ogs over 40'.			$\boxtimes$			D-BACK VOLUME - Deductions due to delay
(8)	Weight Sc	ale Sample				$\boxtimes$		OTH	IER:
	(6) – (8), pink	log load receipts			_			(19)	REMARKS
(9)	Weight Sa	le				$\bowtie$		(10)	
(10)	Per Load					$\boxtimes$			
	(9) and (10),	vellow log load receip	pts						
(11)	APPROV		G					]	
· · /	LOCATIO			les	q	сk	ght		
				pecies	Yard	Truck	Weight		
				Ś			>		
								Operat	tor's Name (Optional inclusion by District):
								(20)	SIGNATURES:
								-	
								-	Purchaser or Authorized Representative Date
								1	State Forester Representative Date
								_	•

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.

Distribution: ORIGINAL: Salem / COPIES: TPSO, Approved Scaling Location, Purchaser, District, Mgmt. Unit

### 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 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 C - PULP SORT

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

<ul> <li>(1)</li> <li>(2)</li> <li>(3)</li> <li>(4)</li> </ul>	REVISION CANCELL TO: FROM: 1 ( Address <u>4</u> PURCHA Mailing Ad	AL REGISTRATION Date   N NUMBER Date   LATION Date   (Third Party Scaling Organization)   Tillamook (06)   Phone (503)842-2545   (State Forestry District)   5005 3 <sup>rd</sup> St., Tillamook, Oregon 97141   ASER:			_	. ,	NOTICE OF CANCELLATION OF BRAND: Effective Date:		
(5)	MINIMUM	SCALING	*NET		CLAS	s			
s	PECIES	DIAMETER INCHES	SCALE VOLUME	PER MBF	** SUM	S	UB		
	Pulp	By weight					X		
								(17)	PAINT REQUIRED: YES ⊠ COLOR Blue
*	Apply minimum	volume test to whole	logs over 40' West	side: 20' E	astside				COLOR <u>Blue</u>
**		d): see instructions a						(18	) SPECIAL REQUESTS
(6)	WESTSIC	E SCALE:		•	YES	NO	)	PE	ELABLE CULL (all species)
<i>(</i> )	-	6 actual taper rule. Lo	ogs over 40'.			$\boxtimes$			DEDUCTIONS ALLOWED
(7)	EASTSID								R MECHANICAL DAMAGE D-BACK VOLUME - Deductions due to delay
	-	6 actual taper rule. Lo	ogs over 40'.						HER:
(8)	0	cale Sample				$\boxtimes$			
( <b>0</b> )		k log load receipts			$\square$			(19)	
(9)	Weight So	ale							scaling. Tons shall be short tons or 2,000 lbs. (1)
(10)	Per Load					$\square$			Weigher will attach a machine printed weight ticket to the scaler receipt part of the STATE Log Load
	(9) and (10),	yellow log load receij	JIS						Receipt and mail them weekly to the approved
(11)		ED SCALING	G ,	•				]	Third Party Scaling Organization (TPSO). (2) The
	LOCATIO	NS		5	Yard	Truck	ght		TPSO shall notify the Tillamook District office immediately if the above requirements are not met
				2	Ya	Tru	Weight	Opera	ator's Name (Optional inclusion by District):
								(20)	) SIGNATURES:
								-	Purchaser or Authorized Representative Date
								-	State Forester Representative Date
					_			-	•
<u> </u>							L	J	

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Distribution: ORIGINAL: Salem / COPIES: TPSO, Approved Scaling Location, Purchaser, District, Mgmt. Unit

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# EXHIBIT D

# FOREST ROAD SPECIFICATIONS

SUBGRADE	SURFACED	POINT TO	STATION TO	DRAINAGE
WIDTH	WIDTH	POINT	STATION	
15 feet	14 feet	A to B	0+00 to 29+70	Outsloped

EXCAVATION. Excavation and grading shall not be done when weather and/or ground conditions are such that damage will result to any existing road prism features or cause excessive erosion.

Excavation shall conform to STATE-engineered lines, grades, dimensions, and plans when provided.

All suitable excavated material shall be used where possible for the formation of fills, shoulders, and drainage structure backfills. Embankment materials shall be free of woody debris, brush, muck, sod, frozen material, and other deleterious materials

Unless road design plans show otherwise, all roads shall be on a balanced cross section, except when the slope is over 55 percent, the road shall be on full bench for the width specified.

Excess excavation shall not be wasted outside the cleared right-of-way, where material will enter a stream course, or where material will accumulate in areas deemed a high landslide hazard location by STATE.

Bank excavation and sidecast pullback on a project road segment shall be completed prior to subgrade approval.

<u>ROAD WIDTH LIMITATIONS</u>. PURCHASER shall obtain advance written approval from STATE to construct the road to a greater width than specified. Extra subgrade width shall be required for:

Fill Widening. Add to each fill shoulder 1 foot for fills 3 feet to 6 feet high; 2 feet for fills over 6 feet high.

<u>Curve Widening</u>. Widen the inside shoulder of all curves as follows: 400 divided by the radius of the curve equals the amount of extra width.

#### DRAINAGE

Outslope. Road subgrade shall be outsloped at 4 to 6 percent.

# ROAD SURFACING

ROAD SEGMENT:	A to	ЭB				STATIONS:		0+00	to	29+70		
Application	Rock Si Tyj		Lo	catio	on	Compacted Depth		ne (CY) oer		mber of Units	Curve Widening (CY)	Approx. Total (CY)
Road Rock	Crushed	1"-0"	0+00	to	17+00	2 "	station	11.765		17.00	10	210
Road Rock	Crushed	1"-0"	19+00	to	29+70	2 "	station	12.150		10.70	10	140
Turnouts	Crushed	1"-0"	A	to B		2 "	ТО	10		3		30
Turnouts	Crushed	1"-0"	A	to B		2 "	ТО	10		2		20

Additional rock for curve widening is required and has been included in the volume estimates.

Turnouts shall be rocked concurrently with the road.

Any additional turnarounds or turnouts created during any operation associated with this timber sale shall be rocked at PURCHASER's expense and as instructed by STATE.

# CRUSHED ROCK SPECIFICATIONS

Materials. The material shall be well graded and consistent.

<u>Quality and Grading Requirements</u>. The stone base materials shall be crushed rock. River gravel shall not be used.

If material is specified as durable, it must meet the following test requirements:

- Hardness Test Method AASHTO T 96: 30% Maximum
- Durability Test Method ODOT TM 208 Passing No. 20 Sieve: 30% Maximum

## For 1"-0" Crushed

Sieve size	Percent Passing
	1.5 inch
2	100
1.5	95-100
1	80-95
3/4	70-90
1/4 or #4	40-60
#10	25-40
#40	8-16

#### (NON-PROJECT)

For 6"-0" Pit-Run

Passing	10" sieve	100%
Passing	6" sieve	60-85%
Passing	3" sieve	30-50%
Passing	1⁄4 " sieve	10% maximum

The referenced sieve shall have square openings as set forth in AASHTO M 92, Woven Cloth Series. The determinations of size and gradings shall be as set forth in AASHTO T 27.

# ROCK ACCOUNTABILITY

**PURCHASER shall obtain STATE approval for subgrades prior to rocking**. Rocking must be done only when weather conditions are acceptable to STATE, and must be suspended when muddy water could enter streams.

Rock accountability shall be determined by depth measurement. STATE shall be given 24 hours' notice prior to rocking.

<u>Depth Measurement</u>. Road rock shall be spread and compacted according to the depths specified in Exhibit E. Truck measure volumes are given, but shall not limit the amount of rock spread.

Depth shall be determined in the most compacted area of the surface cross section. If additional rock is required because of insufficient depth, it shall be added by truck measure to those areas that were slighted. The conversion from compacted yardage to truck yardage is 1.3 multiplied by the compacted yardage equals truck yardage.

The depth of compacted aggregates shall not vary more than 1 inch from the depth specified in Exhibit E. The average depth for each road segment shall be the specified depth or greater.

Turnouts shall have a surfaced area of at least 44 square yards each at the depths shown in Exhibit E.

<u>Curve Surfacing</u>. Extra surface width shall be required for the inside of all curves as follows: 400 divided by the radius of the curve equals the amount of extra width to be surfaced at the depths shown in Exhibit E.

## COMPACTION AND PROCESSING REQUIREMENTS

<u>Crushed Rock</u>. The rock shall be uniformly mixed and spread in layers on the approved roadbed. Each layer of crushed rock shall be moistened or dried to a uniform moisture content suitable for maximum compaction and compacted in layers not to exceed 6 inches in depth. When more than 1 layer is required, each shall be shaped and compacted before the succeeding layer is placed. Any irregularities or depressions that develop during compaction of the top layer shall be corrected by loosening the material at these places and adding or removing material until the surface is smooth and uniform. Each layer shall be compacted with a minimum of 3 passes over the entire width and length of the road. A pass is defined as traveling a road section in one direction and then back over that same section again. Compaction shall be accomplished by using the approved equipment listed below or others approved by STATE:

Rock shall be compacted and processed during the same project period it is spread, unless otherwise approved in writing by STATE.

Rock shall be crowned at 4 to 6 percent unless otherwise specified.

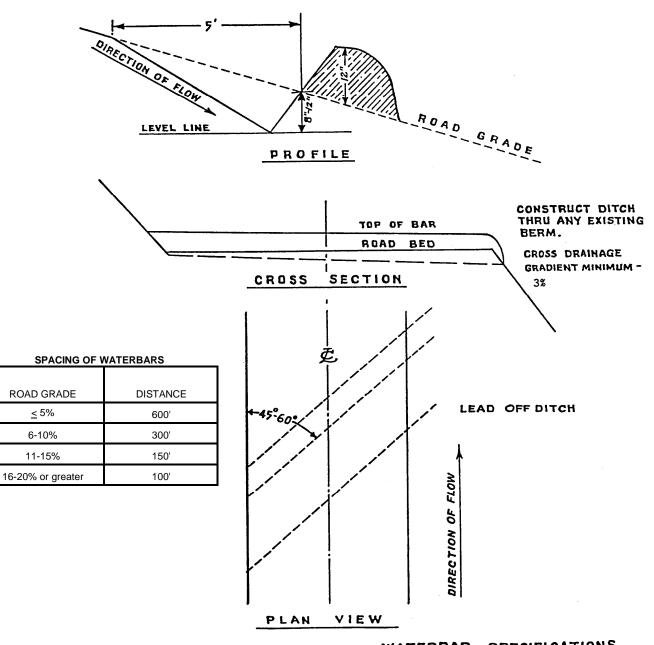
ROAD SEGMENT	COMPACTION EQUIPMENT OPTIONS
A to B	Vibratory Roller

## COMPACTION EQUIPMENT OPTIONS

<u>Vibratory Rollers</u>. The drum shall have a smooth surface, a diameter not less than 48 inches, a width not less than 58 inches, and a turning radius of 15 feet or less. Vibration frequency shall be regulated in steps to 1400, 1500, and 1600 VPM, corresponding to engine speeds of 1575, 1690, and 1800 RPM. The centrifugal force developed shall be 7 tons at 1600 VPM. It shall be activated by a power unit of not less than 25 horsepower. The vibratory roller shall be self-propelled and operated at speeds ranging from 0.9 miles to 1.8 miles per hour, as directed by STATE.

# EXHIBIT F





WATERBAR SPECIFICATIONS FOR CROSS DITCHING #298

# EXHIBIT G

# SPECIFICATIONS FOR LANDING SLASH PILING

<u>Piling Slash/Covering Piles</u>: All piles shall be as compact as possible. Piles shall be built to a height of 3 to 4 feet and then covered to prevent water from reaching the Slash. STATE shall supply the materials for covering. Additional woody debris shall be piled on top of the covered piles to complete the piling, as directed by STATE.

<u>Placement of Piles</u>: Piles shall be placed in a location to minimize damage from burning to standing green trees and Snags. Piles shall be placed as follows:

- (a) No less than 30 feet from any Snags or green trees, unless otherwise approved by STATE.
- (b) Cull log segments suitable for firewood shall be piled separately from Slash at a distance of no closer than 20 feet from the Slash piles

# PART IV: OTHER INFORMATION

State Timber Sale Contract No. 341-10-38 Steam Donkey

#### 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	r.
Dated		Dated	
[Note: 005]	For the purpose of this form, the	definition of unprocessed timber is the sa	ame as in OAR 629-31-
Mail To:	State Forester 2600 State Street Salem, OR 97310		
Notice of Transfer	of State Timber Form 301-010.doc/Jaz B (SF)		

State Timber Sale Contract No. 341-10-38 Steam Donkey



"STEWARDSHIP IN FORESTRY"

# WRITTEN PLAN

SALE NAME:	Steam Donkey, 341-10-38
PROTECTED WATERS:	Jordan Creek, large Type F stream; Spaur Creek, medium Type F stream, un- named type N tributaries of Spaur Creek
	<b>Definitions:</b> Stream buffer: at least 100 feet horizontal distance from the high water mark on each side of the Type F stream
LOCATION:	Portions of Section 34 and 35, T1N, R7W, and Portions of Section 2, T1S, R7W, W.M., Tillamook County, Oregon.
Activity:	Cable lines across stream

## Protection measures:

- All trees in the RMA are reserved from cutting.
- Cable yarding lines will be pulled out of the RMA prior to rigging the next yarding road.
- If trees or logs fall or slide into a stream channel they will be not be limbed, bucked, or removed without prior approval from ODF.
- Cable lines will be an average of at least 150 feet apart where they extend over or through the Type F stream.

Date: June 2, 2009

Prepared by: Lindsay Wyatt