

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Switcheroo 341-10-58

AUCTION DATE/TIME: November 16, 2009, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Klamath-Lake District
3200 DeLap Road
Klamath Falls, Oregon 97601
(541) 883-5681 FAX (541) 883-5555

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Klamath-Lake District
3200 DeLap Road
Klamath Falls, Oregon 97601
(541) 883-5681 FAX (541) 883-5555

HARVEST TYPE: 752 -acre Selection harvest.

SALE LOCATION: Portions of Sections 9 and 16, Township 33S, R7E, W.M., Klamath County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Klamath Falls, travel approximately 32 miles north on Highway 97. Turn west on unmarked road (approximately 1/8 mile south of Milepost 238). Follow signs approximately 2.1 miles west on 32 Road to southeast corner of the posted sale boundary.

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	
Pond. Pine	13.3"	739																		739
White Fir	12.0"	798																		798
Lodgepole Pine	13.5"	3,259																		3,259
Sale Total		4,796																		

MINIMUM BID: BID SPECIES Lodgepole pine \$105.24 per MBF

NO-BID SPECIES White fir \$ 89.22 per MBF

Ponderosa pine and other conifers..... \$ 85.09 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$34,548.40 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 (\$35,000.00), whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31,2012 BID METHOD: Sealed Bids

BID DEPOSIT: \$44,200.00 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: 100% tractor logging, a mechanical feller-buncher with a lateral reaching boom is required for all mechanical felling.

PROJECTS:

- Road improvement and reconstruction.
- Road construction.
- Felling, yarding, and piling of submerchantable trees – Area III; Landing piling – Areas I, II, and III.
- Sporax fungicide treatment on approximately 195 acres.
- Road closures.

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 Klamath-Lake ODF District at (541) 883-5681 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 using GIS data.

Any conifer log having a gross scaling diameter of less than 6 inches shall be pencil bucked for the purpose of determining the volume of the log (Section 2020).

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: Switcheroo
COUNTY: Klamath
CONTRACT NO.: 341-10-58

TIMBER SALE NAME: **Switcheroo**

TIMBER SALE NO.: **341-10-58**

OPENING DATE: **November 16, 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:

Lodgepole pine, 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:

White fir.....\$89.22 per MBF.
Ponderosa pine and other conifers.....\$85.09 per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$44,200**, 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

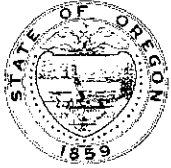
- (a) Are not currently in default status under any timber sale contract sold by the State Forester.
- (b) Has not, within a 3-year period preceding this bid, had one or more Federal, State, or local timber sales terminated for cause or default.
- (c) If (b) above is Yes, has submitted an explanation, 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: Switcheroo
Date: October 1, 2009
To: John Pellissier
CC: District Sale File
From: Jennifer Weikel

Habitat Suitability

This sale is located in the Sun Pass State Forest, near the edge of the range of the northern spotted owl.

Survey Results

The Sun Pass State Forest was surveyed for northern spotted owls from 1992 -1994, 1999 - 2000, and 2005 - 2006 using standards approved by the U.S. Fish and Wildlife Service. These surveys are done as monitoring surveys under ODF's Eastern Oregon Long-Range Management Plan. There were no responses to any surveys in 1999, 2000, 2005 and 2006.

Known T&E Resources

This sale is not affected by any known northern spotted owl activity centers or bald eagle sites.

Indications of nesting of a non-listed species, the northern goshawk, were found during 2009.

Operational Considerations

This sale is within a Forest Connectivity Area (FCA). Seasonal restrictions apply for operations within a FCA between April 1 and June 30. In the event that nesting goshawks are found within or adjacent to the sale area, seasonal operating restrictions will be extended through August 31 of that year for the area within 1/4 mile of the nest site.

There are no other seasonal restrictions associated with threatened, endangered or sensitive species for this sale.

Future Survey Plans

Northern spotted owl monitoring surveys may be conducted during 2011 and 2012. ODF may conduct northern goshawk surveys in the vicinity of the 2009 observations, annually.