

PART III: EXHIBITS

State Timber Sale Contract
No. 341-11-02
Bert & Ernie

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.: 341-11-02

(2) Sale Name: Bert & Ernie

(3) Contract Expiration Date: October 31, 2013

Project Completion Dates: Project Nos. 1 and 2- Prior to October 31, 2011

(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.







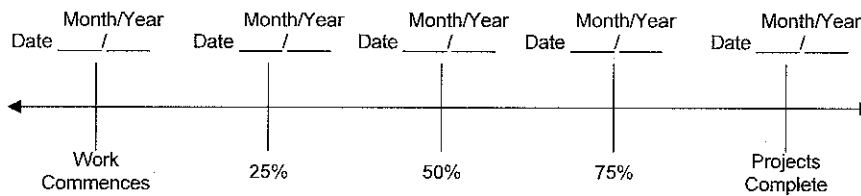
-  Cable Landing, with numbers for sequence.
-  Tractor Landing with alphabetical sequence.
-  Approximate setting boundary.
-  Spur truck roads.
-  Tractor yarding roads.
-  Temporary stream crossings.

EXHIBIT B
OPERATIONS PLAN

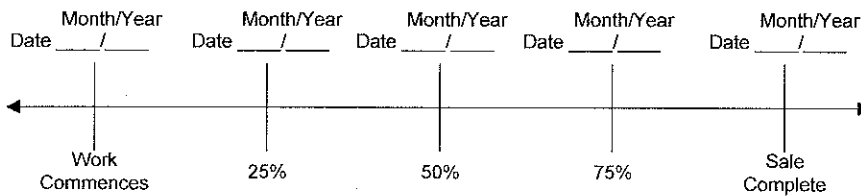
Completion Timeline

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 – SAWMILL GRADE

SCALING INSTRUCTIONS -- LOCATION APPROVAL -- BRAND INFORMATION

(1) ORIGINAL REGISTRATION Date _____
 REVISION NUMBER _____ Date _____
 CANCELLATION Date _____

(2) TO: _____
 (Third Party Scaling Organization)

(3) FROM: Astoria (04) Phone 503-325-5451
 (State Forestry District)
 Address 92219 Hwy 202, Astoria, OR 97103

(4) PURCHASER: _____
 Mailing Address: _____
 Phone Number: _____

(12) NOTICE OF CANCELLATION OF BRAND:
 Effective Date: _____

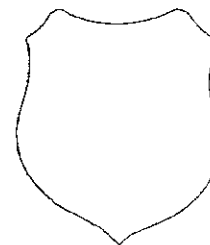
(13) SALE NAME: Bert & Ernie

COUNTY: Clatsop

(14) STATE CONTRACT NUMBER: 341-11-02

(15) STATE BRAND REGISTRATION NUMBER _____

(16) STATE BRAND INFORMATION (COMPLETE):



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

* 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 NO
 Use Region 6 actual taper rule. Logs over 40'.

(8) Weight Scale Sample YES NO
 (6) – (8), pink log load receipts

(9) Weight Sale YES NO

(10) Per Load YES NO
 (9) and (10), yellow log load receipts

(17) PAINT REQUIRED: YES
 COLOR: Orange

(18) SPECIAL REQUESTS (Check applicable)
PEELABLE CULL (all species) <input type="checkbox"/>
NO DEDUCTIONS ALLOWED FOR MECHANICAL DAMAGE <input checked="" type="checkbox"/>
PENCIL BUCK..... <input type="checkbox"/>
ADD-BACK VOLUME - Deductions due to delay <input checked="" type="checkbox"/>
OTHER: _____

(11) APPROVED SCALING LOCATIONS (as shown on the ODF Approved Locations web-site)	Species	Yard	Truck	Weight

(19) REMARKS All Hardwood logs less than 30 board feet shall be scaled as "Utility". Hardwood logs greater than or equal to 30 net board feet shall be scaled as a sawlog.

Operator's Name (Optional inclusion by District): _____

(20) SIGNATURES:

 Purchaser or Authorized Representative Date

 State Forester Representative Date

 State Forester Representative PRINT NAME

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 (See specific instructions on pg.2): ORIGINAL: Salem / COPIES: TPSO, Approved Scaling Location, Purchaser, District, Mgmt. Unit

EXHIBIT C-- SAWMILL GRADE
INSTRUCTIONS FOR FORM 343-307 (rev. 01/09)

- (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** (sub-merchantable 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. All boxes applicable to the timber sales designated in the Exhibit C form must be "marked". 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, processing and/or mailing requirements. If additional scaling locations are approved, revise original or current 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 in addition to State Forester Representative, sign and print name on the form.

Salem Distribution Instructions: Original will be mailed to Salem after it is electronically scanned and e-mailed directly to the State Forests Program/Asset Management Unit to both Timber Revenue Specialists. Scaling instructions for each brand should be scanned separately, for each approved TPSO.

Distribution (See specific instructions on pg.2): ORIGINAL: Salem / **COPIES:** TPSO, Approved Scaling Location, Purchaser, District, Mgmt. Unit

EXHIBIT D
FOREST ROAD SPECIFICATIONS

SUBGRADE WIDTH	SURFACED WIDTH	POINT TO POINT	STATION TO STATION	DRAINAGE
16 feet	12 feet	I1 to I2	0+00 to 139+60	Ditch
16 feet	12 feet	I2 to I3	0+00 to 51+40	Ditch

CLEARING. This work shall consist of clearing, removing, and disposing of all trees, Snags, Down Timber, brush, surface objects, and protruding obstructions within the clearing limits.

Where clearing limits have not been marked, the clearing limits shall extend 5 feet back of the top of the cutslope and 5 feet out from the toe of the fill slope, or as directed by STATE. Clearing debris shall not be placed or permitted to remain in or under any road embankment sections. Clearing debris shall not be left lodged against standing trees.

All danger trees, leaners, and Snags outside the clearing limits which could fall and hit the road shall be felled.

GRUBBING. This work shall consist of the removal or digging out of stumps and protruding objects.

All stumps shall be completely removed within the limits of required grubbing. Stumps overhanging cutslopes shall be removed. Grubbing debris shall not be placed or permitted to remain in or under any road embankment sections. Grubbing debris shall not be left lodged against standing trees.

GRUBBING CLASSIFICATION.

New construction - from the top of the cutslope to the toe of the fill.

Improvements and reconstructions - 4 feet back from the shoulder of the subgrade or ditch, whichever is widest, or as marked in the field.

CLEARING AND GRUBBING DISPOSAL. Scatter in stable locations through openings in the timber outside of the cleared right-of-way, except areas where end-haul is required. In areas where end-haul is required, clearing and grubbing debris shall be fully contained and hauled to a designated waste area. Clearing and grubbing debris shall be left in a stable location, and not left lodged against standing trees.

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

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

Unless road plans show otherwise, all roads shall be on a balanced cross section, except when the slope is over 50 percent, the road shall be on full bench for the width specified.

Suitable excavated material shall be used 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.

EXHIBIT D
FOREST ROAD SPECIFICATIONS

Sidecast includes any road generated excess excavation material which is not essential as part of the road prism, is not compacted, and is below the roadway. Sidecast shall not be placed where it will enter a stream course. Leaving sidecast below the road is only permissible if specifically allowed in "Full Bench and End Haul Requirements" in this Exhibit.

All fills shall be machine compacted according to the "Compaction and Processing Requirements" in this Exhibit.

ROAD WIDTH LIMITATIONS. 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.

Curve Widening. Widen the inside shoulder of all curves as specified in the plans or as follows: 400 divided by the radius of the curve equals the amount of extra width.

DRAINAGE

Subgrade. Subgrade shall be crowned at 4 to 6 percent as shown on the "Forest Road Specifications" table in this Exhibit.

Ditch. Construct "V" shaped ditch 3 feet wide and to a depth of 1 foot below subgrade.

Ditchouts. Construct ditchouts to drain away from subgrade at locations marked in the field or as directed by STATE.

TURNOUTS. Increase roadbed width an additional 8 feet for both subgrade and surfacing. Length shall be at least 50 feet, or as staked on the ground, plus 25-foot approaches at each end.

Location: Intervisible but not greater than 750 feet apart and as marked in the field.

SLOPES

	<u>Back Slopes</u>	<u>Fill Slopes</u>
Solid Rock	Vertical to ¼ :1	
Fractured Rock	½ :1	
Soil - side slopes 50% and over	¾ :1	1½:1
Soil - side slopes less than 50%	1 :1	1½:1

Top of cutslope shall be rounded.

LANDINGS. Landings shall be constructed as posted in the field, no less than 50 feet wide and no more than 70 feet wide unless otherwise approved by STATE. Surface is to be crowned for drainage with general grade no more than 3 percent. Surface as shown in the "Road Surfacing" table in this Exhibit.

TURNAROUNDS. Increase subgrade width an additional 20 feet for a length of 20 feet at locations marked in the field.

SEASONAL WINTERIZATION. All unsurfaced roads or unfinished subgrades shall be waterbarred in accordance with the specifications in Exhibit G, and blocked from vehicular traffic prior to October 1, annually and as directed by STATE.

EXHIBIT D

FOREST ROAD SPECIFICATIONS

GENERAL ROAD IMPROVEMENT INSTRUCTIONS:

1. Roadside Brushing. Conduct roadside brushing as specified in Exhibit E.
2. Excavated Materials. Surplus excavation materials shall be hauled to the waste areas as marked in the field and/or designated on Exhibit A. Surplus excavated materials and waste materials shall be sloped and compacted for drainage. Fills shall be thoroughly compacted in accordance with this Exhibit.
3. Bank Slough Removal. Dig out all bank slough. Bank slough material shall not be pulled across existing surfacing rock, but shall be placed in nearby waste areas and uniformly sloped and compacted for drainage, as directed by STATE. Waste materials shall be seeded and mulched in accordance with specifications in Exhibit H.
4. Drainage Ditches. Restore or construct ditchlines, including ditchouts, as directed by STATE. Clean out all culvert inlets and outlets for a 10-foot radius. Re-establish or construct culvert sediment basins. Waste materials from drainage ditches and sediment basins shall not be pulled across existing surfacing rock, but shall be placed in nearby waste areas and uniformly sloped and compacted for drainage, as directed by STATE. Damaged culvert inlets and/or outlets shall be repaired by opening them with a hydraulic jack, or cutting off the culvert end to allow for free passage of water at peak flow levels. Install a culvert marker at each newly installed culvert and at each existing culvert that is missing a marker that could be reached by a grader blade.
5. Subgrade Preparation and Application of Surfacing Rock.
 - (a) Complete culvert catch basin clearing, drainage ditches, ditchouts, and other specified work prior to the application of new surfacing rock.
 - (b) Cut out all potholes and/or washboard sections from the existing surfacing.
 - (c) Apply required patching and leveling rock, as directed by STATE.
 - (d) Process (grade and mix) the existing surface and added base rock. Provide for a crown of 4 to 6 percent, and compact in accordance to the "Compaction and Processing Requirements" in this Exhibit.
 - (e) Upon completion of above required work, apply, process, and compact surfacing rock in accordance to this Exhibit.

SPECIFIC ROAD IMPROVEMENT INSTRUCTIONS

<u>Segment</u>	<u>Station</u>	<u>Work Description:</u>
l1 to l2	13+00	Begin construction of 3 foot V-ditch on left side of road. Full containment end haul is required.
	22+60	End ditch construction on left side of road and begin 3-foot V-ditch on right side of road. Full containment end-haul is required.
	30+00	End ditch construction on right side of road and begin 3-foot V-ditch on left side of road. Full containment end-haul is required.
	40+50	End V-ditch construction. Resume scattering ditch waste material.

EXHIBIT D

SPECIFIC ROAD IMPROVEMENT INSTRUCTIONS

<u>Segment</u>	<u>Station</u>	<u>Work Description:</u>
I1 to I2	112+00	Perform cutslope rounding on right side of road. Remove tree. Begin construction of 3 foot V-ditch on right side of road. Full containment end-haul is required.
	117+50	End V-ditch construction. Resume scattering ditch waste material.

END-HAUL REQUIREMENTS

POINT TO POINT	STA. TO STA.	CONTAINMENT - SIDECAST	WASTE AREA LOCATION	WASTE AREA TREATMENT
I1 to I2	13+00 to 40+50	1	1	1,2
I1 to I2	112+00 to 117+50	1	1	1,2

Full Bench and End-Haul Areas General Requirements

Sidecast includes any road generated excess excavation material which is not essential as part of the road prism, is not compacted, and is below the roadway. Material shall not be sidecast unless specified above.

Clearing and grubbing debris shall be end-hauled.

When controlled blasting is required, it shall be accomplished using timing devices, delayed charges, low intensity shots, or other suitable means to contain material within the road prism.

Containment/Sidecast

Full: No excavated material remains below the road.

Any amount of material exceeding the containment requirements shall be removed by whatever means necessary and end-hauled to a designated waste area.

Waste Area Location

As shown on Exhibit A and as marked in the field.

Waste Area Treatment

- (1) Deposit at waste area, spread evenly, compact, and provide adequate drainage.
- (2) Mulch and seed all waste areas in accordance with Exhibit H.

EXHIBIT D
 ROAD SURFACING

ROAD SEGMENT: I1 to I2				POINT TO POINT		Sta. to Sta.		TOTAL VOLUME (CY)
Application	Rock Size and Type	Location	Depth of Rock (inches)	I1 to I2		0+00 to 139+60		
				Volume (CY) Per		Number of		
Subgrade Leveling	3/4"-0" Crushed	I1 to I2	N/A			Stations	N/A	100
Surfacing	3/4"-0" Crushed	I1 to I2	4	station	29	stations	139.6	4,048
Turnouts	3/4"-0" Crushed	I1 to I2	4	Turnout	11	Turnouts	13	143
Junctions	3/4"-0" Crushed	I1 to I2	4	Junction	11	Junctions	15	165
Total Rock for Road Segment:				I1 to I2				4,456
ROAD SEGMENT: I2 to I3				POINT TO POINT		Sta. to Sta.		TOTAL VOLUME (CY)
Application	Rock Size and Type	Location	Depth of Rock (inches)	I2 to I3		0+00 to 51+40		
				Volume (CY) Per		Number of		
Traction Rock	3/4"-0" Crushed	0+00 to 25+45	3	Station	19	Stations	25.45	484
Turnouts	3/4"-0" Crushed	I2 to I3	3	Turnout	11	Turnouts	2	22
Junctions	3/4"-0" Crushed	I2 to I3	3	Junction	11	Junctions	2	22
Total Rock for Road Segment:				I2 to I3				528
ROAD SEGMENT: I4, I5, I6, I7, I8, I9, I10, I11				POINT TO POINT		Sta. to Sta.		TOTAL VOLUME (CY)
Application	Rock Size and Type	Location	Depth of Rock (inches)	I4, I5, I6, I7, I8, I9, I10, I11		N/A		
				Volume (CY) Per		Number of		
Landings	6"-0" Pit-Run	I4, I5, I6, I7, I8, I9, I10, I11		Landing	40	Landings	8	320
Total Rock for Road Segment:				I4, I5, I6, I7, I8, I9, I10, I11				320
ROCK TOTALS (CY)		24"-6"	6"-0"	4"-0"	1½"-0"	¾"-0"		
5,304		0	320	0	0			4,984

Roads shall be uniformly graded, shaped and approved by STATE prior to rocking.

EXHIBIT D

ROCK ACCOUNTABILITY

PURCHASER shall obtain subgrade approval from STATE prior to rocking. Rocking shall be limited to periods when weather conditions are acceptable to STATE and when sediment will not enter streams. Additional surfacing needed because of construction season or construction practice is not included in the preceding ROAD SURFACING table, and shall be furnished at PURCHASER expense.

Rock accountability shall be determined by the following methods, as directed by STATE. STATE shall be given 24 hours' notice prior to rocking.

Rock Checking. All rock spreading shall be done only when a STATE representative is present. STATE shall issue a receipt for each load delivered, and rock shall be measured without allowance for shrinkage or shakedown during hauling. Total truck measure volume for each road segment shall be as shown on Exhibit D. Deliver at least * cubic yards per 8-hour shift, unless otherwise approved by STATE. A penalty of \$10 for each 10 cubic yards which are not delivered during a single shift shall be billed, and payment shall be required prior to final acceptance of the project by STATE.

Depth Measurement. Rock shall be spread and compacted according to the depths specified in Exhibit D. 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. The depth of compacted aggregates shall not vary more than 1 inch from the depth specified in the "Road Surfacing" table in Exhibit D. The average depth for each road segment shall be the specified depth or greater. If additional rock is required because of insufficient depth, the locations and volumes to be added shall be determined by STATE.

Load Records. Notify STATE before spreading the rock and maintain a record of all rock delivered for spreading. Make the record available for STATE inspection. A report listing the amount of rock delivered the prior month must be submitted no later than the 15th of each month.

EXHIBIT D

COMPACTION AND PROCESSING REQUIREMENTS

Moisture Content: Compaction must take place when moisture content of the materials being compacted is favorable for effective compaction as determined by STATE.

Compaction Pass: A pass is defined as traveling a road section forward and then backward over that same section.

Subgrade. Subgrade surfaces of the road segments listed below shall be graded and compacted prior to rocking. Compaction shall be accomplished by traveling all surfaces from shoulder to shoulder until the surface is smooth and hard and visible deformation ceases. At least 3 passes shall be made over the entire width and length of the road. Compaction shall be accomplished by using one or more of the approved equipment options listed below:

Subgrade shall be crowned at 4 to 6 percent as specified in the "Forest Roads Specifications" table in Exhibit D.

ROAD SEGMENT	COMPACTION EQUIPMENT OPTIONS
All road segments that require rock surfacing	1

Crushed Rock. 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 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 until the surface is smooth and hard and visible deformation ceases. Compaction shall be accomplished by using one or more of the approved equipment options listed below:

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

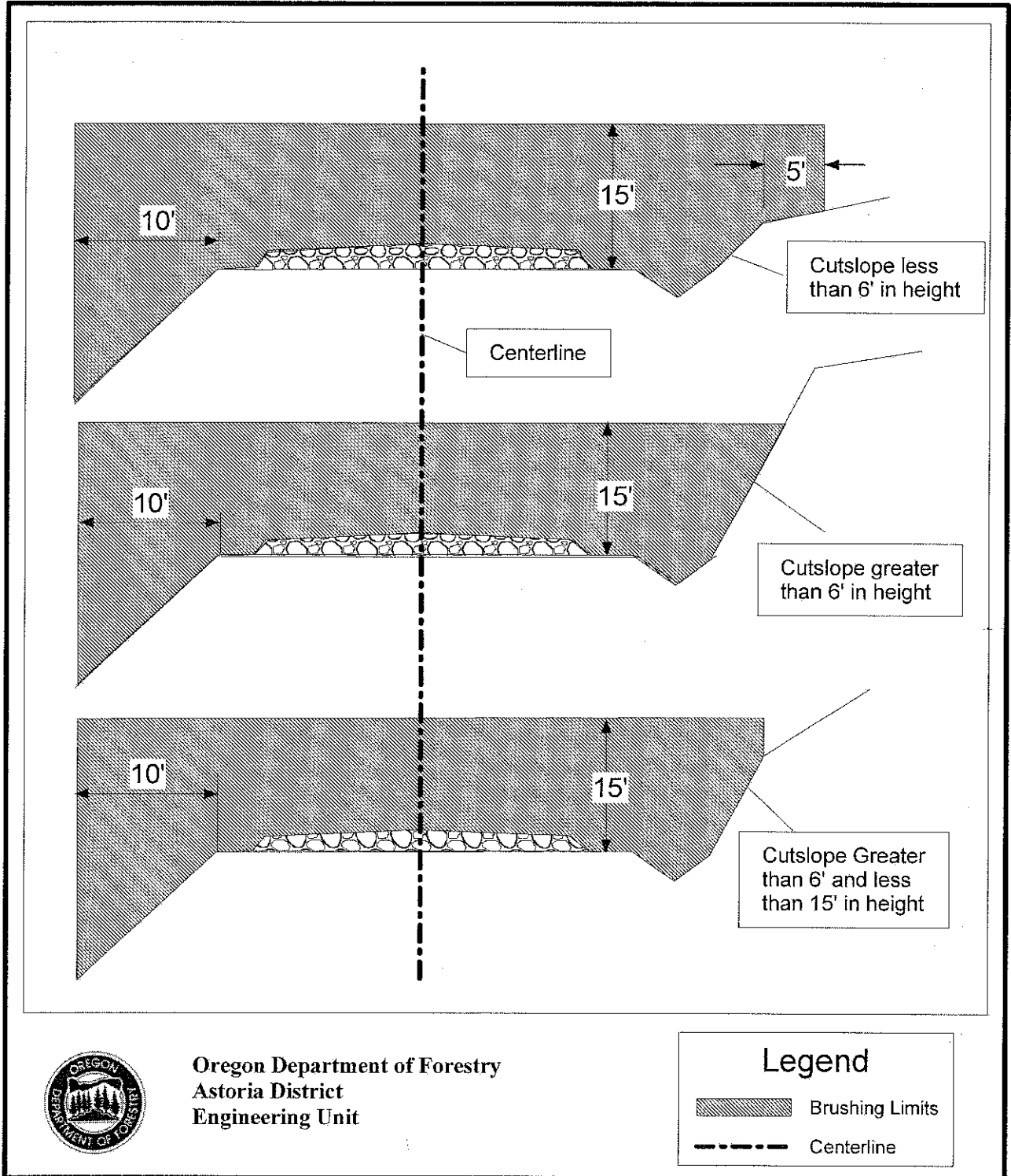
Rock shall be crowned at 4 to 6 percent as specified in the "Forest Roads Specifications" table in Exhibit D.

ROAD SEGMENT	COMPACTION EQUIPMENT OPTIONS
All road segments requiring crushed rock.	1

COMPACTION EQUIPMENT OPTIONS

- (1) Vibratory Rollers. 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 E
ROAD BRUSHING SPECIFICATIONS



Oregon Department of Forestry
Astoria District
Engineering Unit

Legend

- Brushing Limits
- Centerline

EXHIBIT E

ROAD BRUSHING SPECIFICATIONS

REQUIREMENTS

The minimum height of brushing shall be for all situations 15 feet from the road surface, and the minimum width of brushing on the down slope side of the road shall be 10 feet horizontal distance. The minimum width of brushing on the cutslope side of the road shall be dictated by the height of the cutslope as indicated in the three drawings above. In situations where site distance is an issue brushing heights on the cutslope may vary from the above drawings, as directed by STATE.

Brush and trees shall be cut to a maximum height of 6 inches above the ground surface or obstructions such as rocks or existing stumps.

Debris resulting from the brushing operation shall be removed from the roadway, cutslope, ditches, water courses, culvert inlets/outlets, and sediment catch basins. Debris shall be mulched or scattered downslope from the road or placed in other stable locations. Large debris, 6 inches or larger in diameter, shall be mulched or cut into lengths 6 feet or less to facilitate rapid decay, unless otherwise approved by STATE.

Trees larger than 6 inches in diameter at stump height, located within brushing limits but outside of the ditchline or shoulder, shall not be cut down, but shall be limbed for road visibility.

Existing debris on the roadway, cutslope, ditchline, or catch basin shall be removed and treated. Debris shall be mulched or scattered downslope from the road or placed in other stable locations. Large non-merchantable debris, 6 inches or larger in diameter, shall be mulched or cut into lengths 6 feet or less to facilitate rapid decay, unless otherwise approved by STATE.

Merchantable blown down trees encountered shall be bucked in lengths as directed by STATE, and placed in locations acceptable to STATE, or pushed out of the road prism.

When spur roads to be brushed end with a landing, the landing is to be brushed as directed by STATE.

CULVERT AND ROAD MARKER DAMAGES. Culvert and road markers damaged, or any portion of a marker damaged from PURCHASER activities shall be replaced by PURCHASER.

EXHIBIT F

ROCK QUARRY DEVELOPMENT AND USE

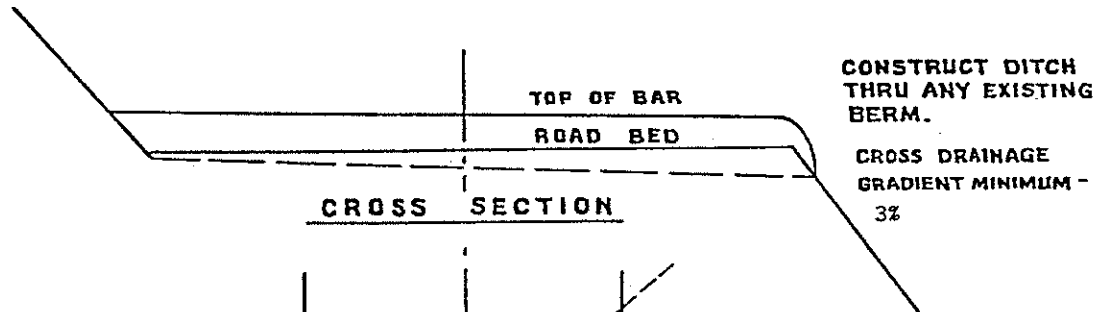
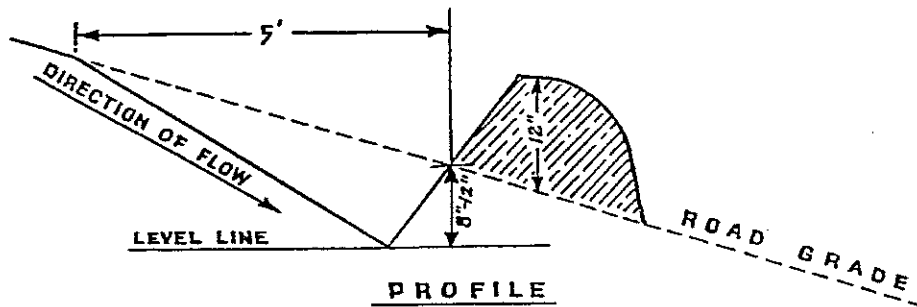
- (1) PURCHASER shall prepare a written development plan for the quarry area. The plan shall be submitted to STATE for approval prior to conducting any operation in quarry area. The plan shall include, but not be limited to:
 - (a) Location of benches and roads to benches;
 - (b) Disposal site for woody debris, overburden and reject material;
 - (c) Time lines for rock quarry use; and
 - (d) Erosion Control measures.
- (2) PURCHASER shall schedule and coordinate quarry and stockpile usage with other existing or planned activity requiring quarry or stockpile usage. PURCHASER shall notify STATE 5 days prior to the start of quarry development activities.
- (3) The quarry site shall be left in a condition free from overburden and debris. Access roads to the quarry, and the quarry floor, shall be cleared at the termination of use. Overburden shall be removed for a distance of 20 feet beyond the developed rock source.
- (4) All overburden and reject material shall be hauled to the designated waste area as directed by STATE.
- (5) PURCHASER shall conduct the operations relative to the disposal of waste material in such manner that silt, rock, debris, dirt, or clay shall not be washed, conveyed, or otherwise deposited in any stream.
- (6) Controlled blasting techniques shall be utilized for any blasting operations, and shall be accomplished using timing devices, delayed charges, low intensity shots, or other suitable means to contain as much material as possible within the quarry development area. PURCHASER shall maintain a comprehensive blasting log that contains all pertinent data for all blasting operations. The blasting log shall be submitted to the STATE after the completion of all blasting activity. The blasting log is intended for STATE record keeping purposes only.
- (7) Benches shall be constructed at intervals of 40 feet or less in height and shall be a minimum of 20 feet in width. Any gravel or talus slopes shall be left with a working face at an angle of 60 degrees or less. There shall be a minimum of one bench with an access road to it. Said bench shall be easily accessible with tractors.
- (8) Quarry face shall be developed in a uniform manner. All quarry backslopes shall be left in a stable condition.
- (9) The quarry floor shall be developed to provide for drainage away from the quarry. All quarry and stockpile site drainage ditches shall be maintained. Quarry access roads shall be cleared and blocked upon completion of quarry use as directed by STATE.
- (10) Proper winterization and storm-water control measures such as waterbarring, drainage, utilization of filter bales, mulching and/or blocking access shall be constructed and maintained to protect the watershed and Project Work, as directed by STATE.

PIT-RUN ROCK SPECIFICATIONS

<u>For 6"-0" Pit-Run</u>	Passing	10" sieve	100%
	Passing	6" sieve	60-85%
	Passing	3" sieve	30-50%
	Passing	1/4" sieve	0-20%

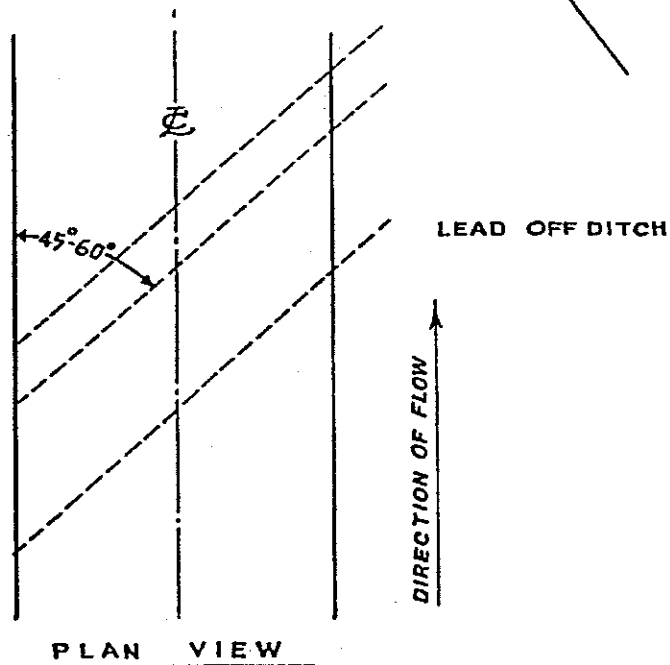
Control of gradation shall be by visual inspection by STATE.

EXHIBIT G
 WATERBAR SPECIFICATIONS



SPACING OF WATERBARS

ROAD GRADE	DISTANCE
≤ 5%	400'
6-10%	200'
11-15%	150'
16-20% or greater	100'



WATERBAR SPECIFICATIONS
 FOR CROSS DITCHING #298

EXHIBIT H

SEEDING AND MULCHING

This work shall consist of preparing seedbeds and furnishing and placing required seed, fertilizer, and straw mulch. Straw mulch shall consist of straw that is free of noxious weeds. Apply seed, fertilizer, and straw mulch to all waste areas, and bare soils resulting from Project No. 1.

Seeding Seasons. Seeding shall be performed only from March 1 through June 15 and August 15 through October 31. Seeding materials shall not be applied during windy weather or when the ground is excessively wet or frozen. Areas of disturbed soil shall be seeded by the end of the project period in which work was started.

APPLICATION METHODS FOR SEED AND FERTILIZER

Dry Method. Mechanical seeders, seed drills, landscape seeders, cultipacker seeders, fertilizer spreaders, or other approved mechanical seeding equipment shall be used to apply the seed and fertilizer in the amounts and mixtures specified. Hand-operated seeding devices may be used when seed and fertilizer are applied in dry form.

APPLICATION RATES FOR SEED AND FERTILIZER

The seed mixture listed below shall be applied at 100 lbs. per acre. The seed mixture shall be comprised of the following:

SPECIES	MIXTURE	PURE LIVE SEED	GERMINATION
Annual Rye	33%	95%	>90%
Orchard Grass	33%	95%	>90%
Perennial Rye	34%	95%	>90%

Fertilizer: Chemical analysis shall be 16-20-0 and shall be applied at the rate of 200 pounds per acre. Fertilizer shall not be applied within 100 feet of streams.

Mulching Period. Straw mulch shall be applied within 24 hours of spreading grass seed and fertilizer.

APPLICATION RATES FOR MULCH

Place straw mulch to a reasonably uniform thickness of 1½ to 2½ inches. This rate requires between 2 and 3 tons of dry mulch per acre.

Application Locations:

Apply seed and straw mulch to all waste areas resulting from Project No. 1 and as directed by STATE.

PART IV: OTHER INFORMATION

State Timber Sale Contract
No. 341-11-02
Bert & Ernie

Bert & Ernie Timber Sale Operating within 100 feet of Type F Streams

Portions of Sections 31 and 32, T7N, R6W,
and Section 6, T6N, R6W, W.M., Clatsop County, Oregon.

Landowner: Oregon Department of Forestry
92219 Hwy 202
Astoria, OR 97103
(503) 325-5451

Protected Resources:

1. Walker Creek
2. Tributaries of Northrup Creek

Specific Site Characteristics:

1. Walker Creek (Large, Type F) – This stream flows along the southern boundary of Area 3 for approximately 700 feet.
2. Tributary of Northrup Creek (Small, Type F) – This stream flows along the eastern boundary of Area 2 for approximately 1,200 feet.

Tree and Vegetation Retention:

Vegetation within the buffers consists of a combination of conifers, hardwoods, and shrubs.

All posted Type F buffers along or within all sale areas exceed 100 feet. If trees need to be felled within FPA defined stream buffers (RMA's) to allow for cable corridors, no trees will be harvested. Cable lines may extend over and/or through these buffers.

Resource Protection Practices:

Along all of the above mentioned streams, as well as any other streams, the following practices are required under the timber sale contract, to protect the streams and streamside areas:

- No trees will be felled within stream buffers (RMA's), except in cable corridors.
- Trees that fall or slide into Type F RMA's shall not be removed without prior approval from STATE.
- Trees adjacent to the stream buffers (RMA's) will be felled away from or parallel to the streams to prevent trees from entering the aquatic areas.
- When cable logging is conducted nearby the RMA's, logging lines may cross, but will not be lowered into the RMA's during yarding, except during rigging. During rigging the lines must be pulled out of the RMA's when changing corridors.
- Logs shall be fully suspended when yarding across all stream buffers (RMA's).
- Cable corridors must be at least 100 feet apart where they cross the RMA's.
- No ground based logging equipment will be permitted within 25 feet of the RMA's in all Sale Areas.

I, the undersigned, submit this written plan in compliance with the requirements in the Forest Practices Act regarding the operations conducted within 100 feet of Type F streams. I agree to the protection measures listed on this plan.

Submitted: _____
Purchaser/Operator Contract Representative

Date: _____

Original: Salem

CC: Operator, Purchaser, District file, Eng. Unit, Jewell Unit

OREGON DEPARTMENT of FISH and WILDLIFE

FISH SCREENING PROGRAM

SMALL PUMP SCREEN SELF CERTIFICATION

The Oregon Water Resources Department in coordination and cooperation with the Oregon Department of Fish and Wildlife includes screen requirements on pumps to protect fish as a condition of many surface water and/or reservoir water right permits. This is done in accordance with ORS 537.153.

The Oregon Department of Fish and Wildlife does not usually inspect small pump screens at pumped diversions less than 225 GPM (Gallons per Minute), but furnishes the following fish screening criteria information to the water right permit tee:

Screen material open area must be at least 27% of the total wetted screen area.

Perforated plate: Openings shall not exceed 3/32 or 0.0938 inches (2.38 mm).

Mesh/Woven wire screen: Square openings shall not exceed 3/32 or 0.0938 inches (2.38mm) in the narrow direction, e.g., 3/32 inch x 3/32 inch open mesh.

Profile bar screen/Wedge wire: Openings shall not exceed 0.0689 inches (1.75 mm) in the narrow direction.

Screen area must be large enough to cause fish impact. Wetted screen area depends on the water flow rate and the water approach velocity. **Approach velocity** is the water velocity perpendicular to and approximately three inches in front of any part of the screen face.

An Active pump screen is a self cleaning screen that has a proven cleaning system. The **screen approach velocity for active pump screens** shall not exceed 0.4 fps (feet per second) or 0.12 mps (meters per second). The wetted screen area in square feet is calculated by dividing the maximum water flow rate in cubic feet per second (1 cfs = 449 gpm) by 0.4 fps.

A Passive pump screen is a screen that has no cleaning system other than periodic manual cleaning. **Screen approach velocity for passive pump screens** shall not exceed 0.2 fps or 0.06 mps. The wetted screen area in square feet is calculated by dividing the maximum water flow rate by 0.2 fps.

For further information on fish screening please contact:

Bernie Kepshire, Oregon Department of Fish and Wildlife,
7118 NE Vandenberg Avenue, Corvallis, OR 97330-9446 (541) 757-4186 x 255

As evidence of having met fish screen installation requirements, please sign the certification and send to: Oregon Water Resources Department, Water Rights Section, 725 Summer St. NE, Suite A, Salem, OR 97301-1271.

Certification: I certify that my small pumped diversion of less than 225 gpm meets fish screening criteria, and that I will maintain it to comply with regulatory criteria. I also understand that should fish screening standards change, I may be required to modify my installation to meet applicable standards.

Applicant Signature: _____

Date: ___/___/___ WRD File #

Printed Name and Address: _____

Phone: (____) _____ Fax: (____) _____

bm
3/11/99
PUMPCERT.doc

NB: ODFW logo is 129% of logo on HQ mail label

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