

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Moore Mullenbach Combination 341-12-25

AUCTION DATE/TIME: August 16, 2011, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Astoria District Headquarters
92219 Highway 202
Astoria, Oregon 97103
(503) 325-5451 FAX (503) 325-2756
(4 miles SE of Astoria on Highway 202)

DISTRICT/UNIT Oregon Department of Forestry
OFFICE (MAILING Astoria District Headquarters
ADDRESS FOR BIDS): 92219 Highway 202
Astoria, Oregon 97103
(503) 325-5451 FAX (503) 325-2756

HARVEST TYPE: **Area 1:** 40 acres of modified clearcut of approximately 60-year-old Alder, with scattered western hemlock, spruce and Douglas-fir. Volume to be removed in Area 1 is approximately 22.2 MBF/acre.
Area 2: 136 acres of partial cut of approximately 40-year-old Douglas-fir. Volume to be removed in Area 2 is approximately 4.1 MBF/acre.
Area 3 R/W: There are 4 acres of in-sale R/W similar to the timber description of Areas 1 and 2. Volume to be removed in Area 3 is approximately 19 MBF/acre.

SALE LOCATION: Timber Sale Areas are located in portions of Sections 26 and 27, T5N, R7W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: This sale can be accessed from Highway 26 near Milepost 23. Turn north onto Highway 103 and travel approximately 3.5 miles. Turn east on Mullenbach County Road; proceed 1.0 mile to the junction of Buster Creek Mainline and Mullenbach County Road. Area 1 is located on the right just before the pavement ends.

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
Douglas-fir	15"	678							192	362	124							
Hemlock/true-fir	31"	109							99	10								
Spruce	20"	16							13	3								
Alder	15"	688																688
Maple	20"	39																39
Sale Total		1,530																

MINIMUM BID:	BID SPECIES	Douglas-fir.....	\$299.58 per MBF
		Red alder.....	\$335.94 per MBF
	NO-BID SPECIES	Western redcedar and other cedars	\$734.98 per MBF
		Sitka spruce and other conifers	\$173.14 per MBF
		Western hemlock/true fir.....	\$277.02 per MBF
		Big leaf maple and other hardwoods	\$233.34 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$38,496 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). Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2013 BID METHOD: Sealed Bids
BID DEPOSIT: \$43,700 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: Area 1: 3% cable yarding and 97% ground-based yarding.
Area 2: 100% ground-based yarding.
Area 3 (R/W): 100% ground-based yarding.
PROJECTS: Project No. 1: Approximately 1 mile of sale access road construction and 1 mile of
road improvement. Project No. 2: Fill Vacating.
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 Astoria District at (503) 325-
5451 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 ACCEPTED FOR THE BID DEPOSIT.**
SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.
Project Nos. 1 and 2 must be completed by October 31, 2012.
**This contract requires machine washing to prevent the spread of noxious
weeds (Section 2416).**
Snag Creation (Section 2335).
Protection of Utility Lines (Section 2420).
Timber sale acreages were determined by using aerial photos and GIS.

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: Moore Mullenbach Combination
COUNTY: Clatsop
CONTRACT NO.: 341-12-25

TIMBER SALE NAME: **Moore Mullenbach Combination**

TIMBER SALE NO.: **341-12-25**

OPENING DATE: **August 16, 2011**

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:

ON THE BASIS OF PRICE PER THOUSAND BOARD FEET FOR:

Bid Species:

Douglas-fir, sawmill grade or better, _____
_____ Dollars \$ _____ per MBF.

Red Alder, camprun 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 redcedar and other cedars	\$734.98 per MBF
Sitka spruce and other conifers	\$173.14 per MBF
Western hemlock/true fir	\$277.02 per MBF
Big leaf maple and other hardwoods	\$233.34 per MBF

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$43,700** 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 company or individual)

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 directly or indirectly export the unprocessed State timber as defined in OAR 629-031-0020 which is the subject of this transaction.
- (b) Shall not engage in export of unprocessed timber originating from private lands in Oregon until such time as all interests in contracts for State timber held by the above have terminated, per OAR 629-031-0010(1)(d).
- (c) 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.
- (d) 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.
- (e) 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.
- (f) Have not directly or indirectly 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

John A. Kitzhaber, MD, 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: Moore Mullenbach
Date: May 26, 2011
To: Cullen Bangs
CC: Tom Savage, District Sale File
From: Matt Gostin.

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls in Area 1 only. This sale is located in the Marbled Murrelet Systematic Survey Zone. By policy, operational marbled murrelet surveys are not required.

Survey Results

This sale was surveyed for northern spotted owls in 2009 using a protocol endorsed by the U.S. Fish and Wildlife Service¹. Surveys completed in 2010 were conducted under a revised survey methodology². Northern spotted owls were not observed during these surveys. Surveys will be ongoing in 2011.

Surveys for marbled murrelets are not necessary for this sale.

Known T&E Resources

The sale is within 1.5 miles of a northern spotted owl activity center. A Biological Assessment of the sale's impact on the activity center has been conducted. It

¹ USDI Fish and Wildlife Service. 1991, revised 1992. Protocol for surveying proposed management activities that may impact northern spotted owls. 15pp.

² Oregon Department of Forestry, June 1, 2010. Policy bulletin SFB – 10-03, Northern Spotted Owl Policy Update - Northern Spotted Owl Survey Protocol.

concludes the Moore Mullenbach sale, as currently proposed, will result in a low risk to the spotted owl site.

There are no Marbled Murrelet Management Areas affecting this sale.

Operational Considerations

The northern spotted owl activity center affected by this sale is greater than 0.5 miles from the sale. If spotted owls move to within 0.5 miles of the sale area and establish a nest, seasonal restrictions may be necessary during the nesting season (i.e. March 1 through September 30).

No felling, except for felling associated with project work, shall be allowed prior to the completion of the 2011 northern spotted owl surveys indicating no resident spotted owls.

Current northern spotted owl survey results are valid until March 15, 2013. After the 2011 surveys are completed, the survey results will be valid until March 15, 2014.

All timber should be felled by March 15, 2014.

Future Survey Plans

ODF is conducting spotted owl surveys in 2011 to extend the duration of the sale contract. In addition, ODF has an active survey program and northern spotted owl surveys and activity center monitoring will be conducted within 3 miles of this sale during the life of the contract.

Survey Results Summary

Table 1. Northern Spotted Owl Surveys of Moore Mullenbach*

Year	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Survey Area	Date	Date	Date	Date	Date	Date
Moore Mullenbach	4/7-8	6/3-4	7/26-27			
2009	NR	NR	NR			
Moore Mullenbach	3/24-25	4/22-23	5/17-18	6/14-15	7/5	7/28
	3/26-27	4/23-24	5/18-19		7/5-6	7/28-29
		4/24-25				7/29-30
2010	NR	NR	NR	NR	NR	NR
Moore Mullenbach	3/28-29	4/22-23	TBA	TBA	TBA	TBA
	3/31-4/1	4/24-25				
2011	NR	NR				
NR - no response j - juvenile M ₀ - mouse refused M ₄ - 4 mice taken V - visual response jj - 2 juveniles M ₁ - 1mice taken M ₅ - 5 mice taken bb - new bird ■ - last visit to site M ₂ - 2 mice taken M ₆ - 6 mice taken banded M ₃ - 3 mice taken ♀ ♂ ♀ - Pair (day, night, early morning) ♀ ♀ ♀ - Female (day, night, early morning) ♂ ♂ ♂ - Male (day, night, early morning) ○ ⊗ ⊙ - Sex Unkn (day, night, early morning)						

*Note: Survey protocol version in use in 2009 required a minimum of 3 visits. Survey protocol version in use in 2010 required a minimum of 6 visits.