

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Fat Cat 341-12-57

AUCTION DATE/TIME: October 17, 2011, starting at 2:00 p.m.

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

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

HARVEST TYPE: 674 acre selection harvest.

SALE LOCATION: Portions of Sections 18, 19, 20, 29, and 30, T32S, R7.5E, W. M., Klamath County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Klamath Falls, proceed north on Hwy. 97 to junction with Hwy. 62; take Hwy 62 north to the Sun Mountain Rd junction; take Sun Mountain Rd north to the 3 Road junction; proceed northwest on the 3 Road to the Timber Sale Area.

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	
White Fir	17"	4,873																		4,873
Pond. Pine	13"	1,676																		1,676
Lodge. Pine	11"	834																		834
Sale Total		7,383																		

MINIMUM BID SPECIES White fir..... \$163.69 per MBF
BID: **NO-BID SPECIES** Ponderosa pine and other conifers..... \$132.44 per MBF
 Lodgepole pine \$107.38 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$54,636.62 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: \$105,400 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.

Road improvement 3 Road, consisting of tree removal in the right of way and road shaping.

Felling, skidding, and piling of submerchantable trees.

Sporax fungicide treatment Area 2.

Spot rocking on 3 Road.

Aspen Treatment.

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 ACCEPTED FOR THE BID DEPOSIT.

SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.

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 timber sale area is located behind a gate. This gate is to remain closed and locked from November 1 to June 30, annually. PURCHASER must make arrangements with the Klamath-Lake District Office if operations are active during this period.

Gate keys and permits are available at the Klamath-Lake District Office.

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: Fat Cat
COUNTY: Klamath
CONTRACT NO.: 341-12-57

TIMBER SALE NAME: Fat Cat

TIMBER SALE NO.: 341-12-57

OPENING DATE: October 17, 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:

Bid Species:

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

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

No-bid species will remain as shown:

Ponderosa pine and other conifers \$132.44 per MBF.
Lodgepole pine \$107.38 per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of \$105,400, 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

**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

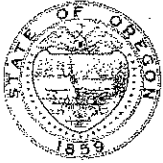
- (a) Are not currently in default status under any timber sale contract sold by the State Forester.
- (b) Has not, within a 3-year period preceding this bid, had one or more Federal, State, or local timber sales terminated for cause or default.
- (c) If (b) above is Yes, has submitted an explanation, 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: Fat Cat
Date: August 25, 2011
To: John Pellissier
CC: Greg Pittman, District Sale File
From: Matt Gostin

Habitat Suitability

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

Survey Results

Northern spotted owl surveys are conducted as a component of the Forest Management Plan for SPSF. The SPSF was surveyed for northern spotted owls from 1999 - 2000 and 2005 - 2006 using standards approved by the U.S. Fish and Wildlife Service. 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.

Operational Considerations

Portions of this sale within the Forest Connectivity Area are subject to seasonal operating restrictions from April 15 thru June 30 of any year.

Seasonal hauling restrictions will be in effect from May 1 through June 30 of each year in order to avoid impacts to calving elk.

Future Survey Plans

Northern spotted owl monitoring surveys may be conducted by ODF during the life of the contract. The United State Forest Service will conduct spotted owl surveys on and/or adjacent to SPSF during the life of the contract. In addition, ODF may conduct northern goshawk surveys in the vicinity of the sale during the life of the contract.