

NOTICE OF TIMBER SALE**(Recovery – Scaled Sale)**

SALE NAME/NO.: Another Nelson 341-12-68

AUCTION DATE/TIME: March 22, 2012, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Oregon Department of Forestry
Western Lane District Headquarters
87950 Territorial Hwy.
Veneta, OR 97487
PHONE 541-935-2283 FAX 541-935-0731

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Western Lane District Headquarters
87950 Territorial Hwy.
Veneta, OR 97487
PHONE 541-935-2283 FAX 541-935-0731

HARVEST TYPE: 76 acres (net) of modified clearcut.

SALE LOCATION: Portion of Section 14, T17S, R8W, W.M., Lane County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Veneta, Oregon, travel west on Highway 126 to Walton, Oregon. Turn right (north) on Nelson Mountain County Road and continue approximately 6 miles. Turn left on 17-8-13 and continue approximately 0.5 mile 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
Douglas-fir	17"	2,836							1,680	983	173								
w hem.	17"	281							107	158	16								
red alder	15"	326															326		
maple	19"	50															50		
Sale Total		3,493																	

MINIMUM BID: BID SPECIES Douglas-fir \$257.65 per MBF

NO-BID SPECIES Western hemlock/fir and other conifers..... \$176.22 per MBF
Western redcedar and other cedars..... \$556.00 per MBF
Red alder \$340.79 per MBF
Bigleaf maple and other hardwoods..... \$240.79 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$ 77,416 after the project work is completed and accepted, as described in Section 2630, "Credit for Project Work."

The Timber Sale Area contains negligible volumes of other logs to be paid for at the prices in Section 1740.

PERFORMANCE SECURITY: 20% of bid value. Actual bond amount will be rounded up to an even \$1,000 unit

EXPIRATION DATE: July 31, 2014 BID METHOD: Sealed Bids

BID DEPOSIT: \$82,500 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: 72% (55 acres) cable logging. 28% (21 acres) ground-based logging.

PROJECTS: 38.2 Stations of new road construction. 14.7 stations of road improvement. Rocking of 23.1 Stations of road. 10 Stations of access road construction for rock pit site. 22 hours of test drilling at rock pit site.

FEES: Estimated BLM road maintenance and rock wear fees (timber haul) \$2,253.00.
Roseburg Resources Company payment of \$2,000 for taking land for road construction.

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 Western Lane District at (541)935-2283 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.**

Acres were determined using aerial photos, GPS, topographic maps, and GIS.

Snag creation required (Section 2335).

All felling must be completed by March 15, 2014 (Sections 2310 and 2455).

Log hauling from November 1 to March 31 is subject to a "Loads/Day limitation during wet weather" (Section 2455).

Rock pit access road must be completed by September 15, 2012.

Rock pit test drilling must be completed by September 30, 2012.

Seasonal operating restrictions will be in effect from April 1 through September 15 of each year for the sale area with 300 feet of occupied Marbled Murrelet habitat.

No blasting will be allowed from April 1 to August 5 for the rock pit project area. Daily timing restrictions will be on blasting from August 6 to September 15 for the rock pit project area.

Equipment washing to prevent spread of noxious weeds required (Section 2416).

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: Another Nelson
COUNTY: Lane
CONTRACT NO.: 341-12-68

TIMBER SALE NAME: **Another Nelson**

TIMBER SALE NO.: **341-12-68**

OPENING DATE: **March 22, 2012**

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:

Douglas-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:

Western hemlock/fir and other conifers..... **\$176.22** per MBF.
Western redcedar and other cedars **\$556.00** per MBF.
Red alder **\$340.79** per MBF.
Bigleaf maple and other hardwoods..... **\$240.79** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$82,500**, 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 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

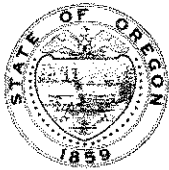
- (a) Are not currently in default status under any timber sale contract sold by the State Forester.
- (b) Has not, within a 3-year period preceding this bid, had one or more Federal, State, or local timber sales terminated for cause or default.
- (c) If (b) above is Yes, has submitted an explanation, 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: Another Nelson
Date: December 19, 2011
To: Ole Buch
CC: Link Smith, District Sale File
From: Matt Gostin

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls and marbled murrelets.

Survey Results

This sale was surveyed for northern spotted owls in 2010 and 2011, using a protocol endorsed by the U.S. Fish and Wildlife Service^{1,2}. There were three observations of northern spotted owls in 2010. All three observations were attributed to a known activity center within 1.5 miles of the timber sale. There was one observation of an unknown *STRIX* owl during visit 6 in 2011. Follow-up visits were not conducted as it was concluded that if the bird was a northern spotted owl, the detection would have been considered associated with a known activity center within 1.5 miles of the timber sale.

¹ USDI Fish and Wildlife Service. 2011. Protocol for surveying proposed management activities that may impact northern spotted owls. 38pp.

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

Surveys for marbled murrelets were conducted in 2007 and 2008, using a protocol developed by the Pacific Seabird Group³. There were multiple observations of marbled murrelets in 2008, including subcanopy observations indicating occupancy.

Known T&E Resources

The sale is within 1.5 miles of two northern spotted owl activity centers. A Biological Assessment of the sale's impact on the activity center has been conducted. It concludes the Another Nelson sale, as currently proposed, is expected to have a low risk of negatively affecting the occupancy and productivity of the spotted owl sites.

As a result of subcanopy behaviors observed during surveys in 2008, a Marbled Murrelet Management Area (MMMA) was established. Portions of the timber sale are within 0.25 miles of a MMMA.

Operational Considerations

Seasonal operating restrictions will be in effect from April 1 through September 15, annually for sale areas within 300 feet of a MMMA. Operations may be allowed from 2 hours after sunrise until 2 hours before sunset from August 6 through September 15, annually.

Current northern spotted owl survey results are valid until March 15, 2014. Marbled murrelet survey results are valid until April 1, 2014.

All timber should be felled by March 15, 2014.

Future Survey Plans

ODF has no plans for further survey of this sale. However, 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.

³ Evans, D. M., W. P. Ritchie, S. K. Nelson, E. Kuo-Harrison, Peter Harrison, T. E. Hamer, eds. 2003. Methods for surveying marbled murrelets in forests: a revised protocol for land management and research. Unpublished report for the Pacific Seabird Group Marbled Murrelet Technical Committee. 76 pp.

Survey Results Summary

Table 1. Northern Spotted Owl Surveys of Another Nelson

Survey Area	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Year	Date	Date	Date	Date	Date	Date
Another Nelson	3/15-16 3/17-18	4/28-29 4/29-30 4-5/30-01	5/18-19 5/20-21	6/14-15 6/15-16	6-7/30-01 7/01-02	7/28-29 7/29-30
2010	NR	NR	NR	♂	♂	♂
Another Nelson	4/07-08 4/11-12	4/28-29 5/02-03 5/04-05	5/23-24 5/24-25	6/20-21 6/21-22 6/22-23	7/18-19 7/19-20 7/20-21	8/01-02 8/02-03
2011	NR	NR	NR	NR	NR	Unk Strix (8/1-2)

NR - no response	j - juvenile	M ₀ - mouse refused	M ₄ - 4 mice taken
V - visual response	jj - 2 juveniles	M ₁ - 1 mice taken	M ₅ - 5 mice taken
bb - new bird banded	■ - last visit to site	M ₂ - 2 mice taken	M ₆ - 6 mice taken
		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)

Table 2. Marbled Murrelet Surveys of Another Nelson (surveyed as Nelson Junction)

Survey Area	Site	Station	Date	# Detections
NELSON JUNCTION	1	1	05/10/2007	0
NELSON JUNCTION	1	2	05/19/2007	0
NELSON JUNCTION	1	3	05/27/2007	0
NELSON JUNCTION	1	4	06/04/2007	0
NELSON JUNCTION	1	5	06/20/2007	0
NELSON JUNCTION	1	6	07/01/2007	0
NELSON JUNCTION	1	1	07/09/2007	0
NELSON JUNCTION	1	2	07/17/2007	0
NELSON JUNCTION	1	3	07/25/2007	0
NELSON JUNCTION	1	1	05/05/2008	0
NELSON JUNCTION	1	2	05/16/2008	0
NELSON JUNCTION	1	3	05/30/2008	0
NELSON JUNCTION	1	4	06/09/2008	3
NELSON JUNCTION	1	5	06/27/2008	0
NELSON JUNCTION	1	6	07/05/2008	0
NELSON JUNCTION	1	4	07/11/2008	0
NELSON JUNCTION	1	1	07/18/2008	5
NELSON JUNCTION	1	1	07/19/2008	1
NELSON JUNCTION	1	3	07/28/2008	10