

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

SALE NAME/NO.: Beaky Buzzard 341-13-53

AUCTION DATE/TIME: May 21, 2013, starting at 2:00 p.m.

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

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

HARVEST TYPE: **Areas 1 and 2:** Approximately 122 acres of modified clearcut, removing approximately 30 MBF/acre of Douglas-fir, Western hemlock, Red alder, and other conifers.
Area 3 R/W: Approximately 6 acres of right-of-way removing approximately 34 MBF/acre.

SALE LOCATION: Timber Sale Areas are located in portions of Sections 23, 24, and 26, T4N, R8W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Sale areas can be accessed by traveling south on Highway 53 from the Highway 53/Highway 26 junction. Turn east off Highway 53 on the paved Hamlet County Road and proceed approximately 6 miles. Turn left on Cougar Mountain Forest Road and travel approximately 4.5 miles to Beaver Ridge Road and turn left. Proceed approximately 0.75 mile to Buzzard Ridge Road and turn right. Proceed approximately 1.5 miles to the Timber Sale Area.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF													
			1P	3P	P	SM	1S	2S	3S	4S	5S	6S	SEL	SC	UT	CR
Douglas-fir	20"	1,879						1,268	561	50						
W Hem. / fir	26"	596						419	167	10						
Red alder	17"	1,316														1,316
Big leaf maple	16"	34														634
Sitka spruce	19"	29						4	25							
W. redcedar	15"	1										1				
Sale Total		3,855														

MINIMUM BID:	BID SPECIES	Douglas-fir	\$417.16 per MBF
		Red alder	\$338.56 per MBF
	NO-BID SPECIES	Western hemlock/true fir	\$296.99 per MBF
		Sitka spruce and other conifers.....	\$171.30 per MBF
		Big leaf maple and other hardwoods.....	\$174.98 per MBF
		Western redcedar and other cedars.....	\$660.81 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$256,848 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 (\$257,000) whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2015 BID METHOD: Sealed Bids

BID DEPOSIT: \$116,100 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: 53% ground-based yarding and 47% cable yarding.
Area 2: 13% ground-based yarding and 87% cable yarding.
Area 3 R/W: 100% ground-based yarding.

PROJECTS: Project No. 1: Approximately 1.4 miles of sale access road construction.
Project No. 2: Approximately 3.4 miles of road improvement.
Project No. 3: Approximately 7,049 cubic yards of rock screening and development.

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. In some cases, ODF may require that initiation of operations be delayed to allow for completion of spot check surveys, as recommended by the USFWS survey protocol and required by ODF policy. 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.
All felling must be completed by March 15, 2015 (Sections 2310, 2350, and 2355).
Project Nos. 1 and 3 must be completed by October 31, 2014 (Section 2620).
Project No. 2 (road segment I1 to I2) must be completed by October 31, 2013.
Project No. 2 (road segment I3 to I4) must be completed by October 31, 2014.
Pulp removal is required if yarded to landing.
A gate key for Cougar Mountain Road and Buzzard Ridge Road (available at Astoria District Headquarters) is required to access the Timber Sale Area.
Timber sale acreages were determined by using ortho photos LIDAR and GIS

PURCHASER is to provide payment to Braxling and Braxling, Inc. in the amount of \$87,050 for rock source related services provided to ODF in accordance with the Flagpole Quarry agreement 314.04968. Payment shall be made within 30 days of execution of this timber sale contract. This value is included in the total project work estimate.

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: Beaky Buzzard
COUNTY: Clatsop
CONTRACT NO.: 341-13-53**

TIMBER SALE NAME: **Beaky Buzzard**

TIMBER SALE NO.: **341-13-53**

OPENING DATE: **May 21, 2013**

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.

Red alder, 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/true fir **\$296.99** per MBF.
Sitka spruce and other conifers **\$171.30** per MBF.
Big leaf maple and other hardwoods..... **\$174.98** per MBF.
Western redcedar and other cedars..... **\$660.81** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$116,100**, 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: Beaky Buzzard
Date: April 2, 2013
To: John Tillotson
CC: Tom Savage, District Sale File
From: Matt Gostin

Habitat Suitability

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

Survey Results

Surveys for marbled murrelets were conducted in 2011 and 2012, using a protocol developed by the Pacific Seabird Group¹. There was a slight variation from the protocol methodology regarding station sequencing in site 2 during both years of survey. Murrelets were not detected during these surveys.

This sale was surveyed for northern spotted owls in 2011 and 2012, using a protocol endorsed by the U.S. Fish and Wildlife Service^{2,3}. Northern spotted owls were not observed during these surveys.

¹ 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.

² USDI Fish and Wildlife Service. 2012. Protocol for surveying proposed management activities that may impact northern spotted owls. 42pp.

³ Oregon Department of Forestry, June 1, 2010. Policy bulletin SFB – 10-03, Northern Spotted Owl Policy Update - Northern Spotted Owl Survey Protocol.

Known T&E Resources

There are no northern spotted owl activity centers or Marbled Murrelet Management Areas affecting this sale.

Operational Considerations

Felling restrictions for spotted owl spot check surveys are not required for this sale at this time.

Current northern spotted owl survey results are valid until March 15, 2015. Marbled murrelet survey results are valid until April 1, 2018.

All timber should be felled by March 15, 2015.

Future Survey Plans

Spotted owl spot check surveys for this timber sale will be required in 2013 and 2014. In addition, ODF has an active survey program and northern spotted owl surveys 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 Beaky Buzzard

Survey Area Year	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Date	Date	Date	Date	Date	Date	Date
Beaky Buzzard	3/31	4/26	5/22-23	6/19	7/11-12	8/5
	3/31/4-1	4/29	5/23	6/19-20	7/12	8/5-6
	4/2	4/29-30	5/23-24	6/20	7/12-13	8/6
	4/2-3	4/30		6/20-21	7/13	8/6-7
	4/3-4	4/30-5/1			7/13-14	8/7
					7/14	8/7-8
					7/14-15	
	NR	NR	NR	NR	NR	NR
Beaky Buzzard	4/5	5/1	5/25	6/20	7/15	8/2
	4/5-6	5/1-2	5/25-26	6/20-21	7/15-16	8/2-3
	4/6	5/2	5/29-30	6/21	7/16	8/3
	4/6-7	5/2-3		6/21-22	7/16-17	8/3-4
		5/4		6/22-23	7/17	8/5
		5/4-5			7/17-18	8/5-6
					7/18-19	8/6-7
	NR	NR	NR	NR	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 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 Unk (day, night, early morning)					

Table 2. Marbled Murrelet Surveys of Beaky Buzzard

Survey Area	Site	Station	Date	# Detections
BEAKY BUZZARD	1	1	05/13/2011	0
BEAKY BUZZARD	1	2	05/26/2011	0
BEAKY BUZZARD	1	3	06/03/2011	0
BEAKY BUZZARD	1	1	06/17/2011	0
BEAKY BUZZARD	1	2	06/23/2011	0
BEAKY BUZZARD	1	2	07/11/2011	0
BEAKY BUZZARD	1	3	07/20/2011	0
BEAKY BUZZARD	1	1	07/27/2011	0
BEAKY BUZZARD	1	2	08/02/2011	0
BEAKY BUZZARD	1	1	05/01/2012	0
BEAKY BUZZARD	1	2	05/14/2012	0
BEAKY BUZZARD	1	3	05/31/2012	0
BEAKY BUZZARD	1	1	06/15/2012	0

Survey Area	Site	Station	Date	# Detections
BEAKY BUZZARD	1	2	06/25/2012	0
BEAKY BUZZARD	1	3	07/08/2012	0
BEAKY BUZZARD	1	1	07/19/2012	0
BEAKY BUZZARD	1	2	07/25/2012	0
BEAKY BUZZARD	1	3	07/31/2012	0
BEAKY BUZZARD	2	3	05/12/2011	0
BEAKY BUZZARD	2	4	06/02/2011	0
BEAKY BUZZARD	2	3	06/16/2011	0
BEAKY BUZZARD	2	1	07/11/2011	0
BEAKY BUZZARD	2	2	07/20/2011	0
BEAKY BUZZARD	2	1	05/07/2012	0
BEAKY BUZZARD	2	2	05/22/2012	0
BEAKY BUZZARD	2	3	06/16/2012	0
BEAKY BUZZARD	2	1	07/03/2012	0
BEAKY BUZZARD	2	4	07/17/2012	0