

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

SALE NAME/NO.: Elk Ridge Split 341-13-84

AUCTION DATE/TIME: May 22, 2013, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Coos District – CFPA Crewhouse
63612 Fifth Road
Coos Bay, Oregon 97420
(541) 267-4136 FAX (541) 269-2027

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Coos District
63612 Fifth Road
Coos Bay, Oregon 97420
(541) 267-4136 FAX (541) 269-2027

HARVEST TYPE: Regeneration harvest of one unit containing approximately 93 net acres of 45- to 50-year-old Douglas-fir with a significant component of Western hemlock and minor amounts of Red alder.

SALE LOCATION: The Timber Sale Area is located in portions of Sections 11 and 12, T24S, R11W, W.M., Coos County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Coos Bay travel east on Coos River Highway approximately 15 miles to Marlow Creek (1000) Road. Proceed 8.25 miles up the 1000 Road to project Point A, at the junction of the 1000 and 1400 Roads.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF																
			1P	2P	3P	P	SM	1S	2S	3S	4S	5S	3S (12"+)	SEL	SC	UT	CR	WRM	PLP
Douglas-fir	17	1,191						617	442	132									
W Hem. / fir	20	559						298	229	32									
<u>Size Class By MBF</u>																			
								<u>(12"+)</u>	<u>(10-11")</u>	<u>(8-9")</u>	<u>(6-7")</u>								
Red Alder	14	73						22	15	9	27								
Sale Total		1,823																	

MINIMUM BID: BID SPECIES Douglas-fir \$348.66 per MBF
Western hemlock and other conifers \$249.32 per MBF

NO-BID SPECIES Western redcedar and other cedars \$629.96 per MBF
Red alder and other hardwoods \$229.78 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$27,280 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 (unknown). Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 1, 2015

BID METHOD: Sealed Bids

BID DEPOSIT: \$54,400

SALE TYPE: Recovery/CSL - 100%

INSURANCE: \$2,000,000 Commercial General Liability; \$2,000,000 Automobile Liability;
\$2,000,000 Logger's Broad Form.

HARVEST METHOD: 75 percent uphill cable yarding with full and single-end suspension and 25 percent ground-based yarding.

PROJECTS: Project 1: Road and Landing Construction.
Project 2: Road and Landing Improvement.

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 Coos District at (541) 267-4136 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.

Pulp removal is required if yarded to landing.

Acreage was determined by electronic digitizing using the ArcMap 10 GIS program and 2008 Lidar (Light Detection and Ranging) layers.

Spotted owl density surveys of the Elliott State Forest will be conducted during the life of this contract (Section 1520).

Hauling of rock or logs, including empties on mile 0.0 to 5.0 of the 1000 Road (Marlow Creek) is not allowed from October 15 through May 15 (Section 2130).

If felling occurs between March 1 and August 31, 2013 all felling must be completed by March 15, 2015. If no felling occurs between March 1 and August 31, 2013 all felling must be completed by the contract expiration date. Right-of-way felling and project work may proceed within the March 1 through August 31, 2013 timeframe without affecting felling completion dates (Section 2310).

Daily timing restrictions shall be in effect from April 1 through September 15 during which felling, yarding, loading, non-Project Roads and Landings, and Project No. 1 and 2 operations may be allowed from no earlier than two hours after sunrise until no later than two hours before sunset (Sections 2310, 2350, 2355, 2360, 2455, and 2610).

If ground-based yarding equipment is selected for harvest operations, Purchaser shall wash equipment associated with ground operations for invasive plants and noxious weeds before operations begin (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: Elk Ridge Split
COUNTY: Coos
CONTRACT NO.: 341-13-84

TIMBER SALE NAME: **Elk Ridge Split**

TIMBER SALE NO.: **341-13-84**

OPENING DATE: **May 22, 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.

Western hemlock and other conifers, 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 redcedar and other cedars **\$629.96** per MBF.
Red alder and other hardwoods..... **\$229.78** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$54,400**, 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

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: Elk Ridge Split
Date: April 8, 2013
To: Ryan Greco
CC: Norma Kline, Jim Young, 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 in an area covered by northern spotted owl density surveys in 2011 and 2012. The density surveys were conducted using a modified survey approach incorporating aspects of both the density survey protocol (Forsman 1995) and the USFWS-endorsed survey protocol for spotted owls (USFWS 2012)^{1,2}. A northern spotted owl was observed within 1.5 miles of the sale on 1 occasion during these surveys in 2012. This observation was determined to be from non-territorial single (or "floater") owl within 1.5 miles of the timber sale.

¹ Forsman, E. D. 1995. Spotted Owl Monitoring Protocols for Demographic Studies. U.S. Department of Agriculture. Pacific Northwest Research Station. Corvallis, OR. 11 pp

² USDI Fish and Wildlife Service. 2012. Protocol for surveying proposed management activities that may impact northern spotted owls. 24pp..

Surveys for marbled murrelets were conducted in 2011 and 2012, using a protocol developed by the Pacific Seabird Group³. Marbled murrelets were detected as present during one survey in 2012. However, behaviors indicating occupancy were not observed.

Known T&E Resources

There are no northern spotted owl activity centers affecting this sale.

This sale is within ¼ mile of a Marbled Murrelet Management Area.

Operational Considerations

If felling occurs between March 1 and August 31, 2013 all felling must be completed by March 15, 2015. If no felling occurs between March 1 and August 31, 2013 all felling must be completed by the contract expiration date. Right-of-way felling and project work may proceed within the March 1 through August 31, 2013 timeframe without affecting felling completion dates.

Daily timing restrictions shall be in effect from April 1 through September 15 during which felling operations may be allowed from no earlier than two hours after sunrise until no later than two hours before sunset.

Current northern spotted owl survey results are valid until March 15, 2015. If no felling occurs between March 1 and August 31, 2013, spotted owl surveys will be valid until March 15, 2016. Marbled murrelet survey results are valid until April 1, 2018.

Future Survey Plans

ODF has no plans for further survey of this sale. However, ODF will conduct operational, density, and/or activity center monitoring surveys for northern spotted owls within 3 miles of this sale during the duration 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 survey compartment results. One observation was made within 1.5 miles of the timber sale.

Survey Compartment	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Year	Date	Date	Date	Date	Date	Date
Elkhorn Ridge	3/31-4/1	5/2-3 5/3-4	5/19-20	6/14-15 6/15-16	7/12-13 7/13-14	8/3-4
2011	NR	♂ (5/2-3)	♂	NR	NR	NR
Elkhorn Ridge	4/2-3 4/3-4	5/8-9 5/9-10	5/30-31	6/26-27	7/10-11	8/2-3
2012	NR	NR	NR	NR	NR	NR
Middle Marlow	4/12-13	5/4-5	5/29-30	6/22-23	7/19-20	8/10-11
2011	NR	NR	NR	NR	NR	NR
Middle Marlow	4/2-3	5/1-2	5/26-27	6/19-20	7/12-13	7/26-27
2012	NR	NR	NR	NR	NR	NR
Middle Millicoma	4/5-6	5/2-3	5/19-20	6/9-10 6/13-14	7/14-15 7/19-20	8/8-9 8/10-11
2011	NR	NR	NR	♀ (6/13-14)	NR	NR
Middle Millicoma	4/2-3 4/3-4	5/8-9	5/30-31 5/31-6/1	6/19-20 6/21-22	7/15-16 7/16-17	7/31-8/1 8/1-2
2012	NR	♂	NR	NR	NR	NR
Trail Butte	4/5 4/5-6 4/7-8	5/2-3 5/3 5/3-4 5/5-6	5/24-25 5/25-26 5/28-29	6/13-14 6/14-15 6/15-16	7/19-20 7/20 7/20-21	8/8 8/8-9 8/9-10
2011	NR	NR	♀ (5/25-26)	♀ (6/15-16)	NR	NR
Trail Butte	3/22 3/22-23	5/1-2 5/6-7 5/8-9	5/29 5/29-30 5/30-31	6/20 6/20-21	7/9-10 7/15 7/15-16	7/26 7/26-27
2012	NR	NR	♂	NR	NR	NR
Upper Elk Creek	4/7-8	5/2-3 5/3-4 5/4-5	5/24-25 5/25-26	6/15-16 6/20-21	7/13-14 7/14-15 7/15-16 7/18-19	8/8-9 8/9-10 8/10-11
2011	NR	NR	NR	NR	NR	NR
Upper Elk Creek	3/28-29 4/2-3	5/11-12	5/30-31 5/31-6/1	6/21-22 6/25-26	7/10-11	8/2-3 8/6-7
2012	♀ (4/2-3)	NR	NR	NR	NR	NR

Upper Marlow	4/12-13	5/4-5	5/29-30	6/21-22	7/19-20	8/10-11
2011	NR	NR	NR	NR	NR	NR
Upper Marlow	3/26-27 3/28-29	5/1-2	5/26-27	6/14-15	7/10-11	7/26-27
2012	NR	NR	NR	NR	NR	NR
8100 Series	3/30-31 4/5-6	4/25-26 4/26-27	5/19-20	6/8-9	7/12-13 7/14-15	8/3-4
2011	NR	NR	NR	NR	NR	NR
8100 Series	4/17-18 4/24-25	5/15-16	6/12-13	6/27-28	7/15-16	8/2-3
2012	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 Elk Ridge Split

Survey Area	Site	Station	Date	# Detections
SOUTH BEAVER TAIL	3	5	05/09/2011	0
SOUTH BEAVER TAIL	3	1	05/20/2011	0
SOUTH BEAVER TAIL	3	3	06/07/2011	0
SOUTH BEAVER TAIL	3	4	06/15/2011	0
SOUTH BEAVER TAIL	3	2	06/29/2011	0
SOUTH BEAVER TAIL	3	5	07/08/2011	0
SOUTH BEAVER TAIL	3	3	07/17/2011	0
SOUTH BEAVER TAIL	3	1	07/26/2011	0
SOUTH BEAVER TAIL	3	4	08/02/2011	0
SOUTH BEAVER TAIL	3	5	05/04/2012	0
SOUTH BEAVER TAIL	3	2	05/15/2012	0
SOUTH BEAVER TAIL	3	4	05/28/2012	0
SOUTH BEAVER TAIL	3	3	06/11/2012	0
SOUTH BEAVER TAIL	3	1	06/21/2012	0
SOUTH BEAVER TAIL	3	5	07/03/2012	0
SOUTH BEAVER TAIL	3	3	07/09/2012	2
SOUTH BEAVER TAIL	3	2	07/12/2012	0
SOUTH BEAVER TAIL	3	3	07/20/2012	0
SOUTH BEAVER TAIL	3	1	07/29/2012	0