

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

SALE NAME/NO.: Mulaker 341-14-34

AUCTION DATE/TIME: May 20, 2014, 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 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  
4 miles SE of Astoria on Highway 202

HARVEST TYPE: **Areas 1 and 2:** 128 acres of modified clear cut. Approximately 75-year-old Douglas-fir and other conifers. Volume to be removed in Areas 1 and 2 is approximately 57.1 MBF/acre.  
**Area 3:** 66 acres of partial cut. Approximately 108-year-old Douglas fir and other conifer stand. Volume to be removed in Area 3 is approximately 21.4 MBF/acre.  
**Areas 4 and 5:** 162 acres of first entry thinning. Approximately 35-year-old Douglas-fir and other conifers. Volume to be removed in Areas 4 and 5 is approximately 7.2 MBF/acre.  
**Area 6 R/W:** There is 6 acres of in-sale R/W similar to the timber description of Areas 1 and 2. Volume to be removed in Area 6 is approximately 57.1 MBF/acre.

SALE LOCATION: Timber Sale Areas are located in portions of Sections 19, 30, 31, and 32, T6N, R6W, and portions of Section 36, T6N, R7W, and portions of Section 1, T5N, R7W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: All Sale Areas can be accessed from Astoria or Vernonia via Highway 202. Turn North onto Crawford Ridge Road near Milepost 30 and proceed approximately 0.75 mile to Area 5.

**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"	9,648						7,618	1,742	288					
W Hem. / fir	16"	280						174	81	25					
Red alder	14"	314													314

Sale Total 10,242

MINIMUM BID: BID SPECIES Douglas-fir ..... \$442.61 per MBF

NO-BID SPECIES Red alder and other hardwoods ..... \$329.16 per MBF  
Western hemlock and other conifers ..... \$246.66 per MBF  
Western redcedar and other cedars ..... \$896.06 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$578,740 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 (\$500,000) whichever is greater. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: October 31, 2016 BID METHOD: Sealed Bids

BID DEPOSIT: \$386,300 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: 100% ground-based yarding.  
Area 2: 60% ground-based yarding and 40% cable yarding.  
Area 3: 40% ground-based yarding and 60% cable yarding.  
Area 4: 100% cable yarding.  
Area 5: 70% ground-based yarding and 30% cable yarding.  
Area 6 (R/W) 100% ground-based yarding.

PROJECTS: Project No. 1: Approximately 1.4 miles of sale access road and landing construction.  
Project No. 2: Approximately 9.5 miles of sale access road improvement.  
Project No. 3: Quarry development and rock crushing, with approximately 2,016 cy of pit-run and riprap development and 19,788 cy of rock crushing.  
Project No. 4: Approximately 3,725 feet of road vacating and fill removal.

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 required 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.**  
**Project Nos. 1, 2, 3, and 4 must be completed by October 31, 2015.**  
**This contract requires machine washing to prevent the spread of noxious weeds (Section 2416).**  
**Felling (Section 2310).**  
**Snag Creation (Section 2335).**  
**Timber sale acreages were determined by using aerial photos and GIS.**  
**All felling must be completed by March 15, 2016.**  
**Pulp removal is required if yarded to landing in Areas 4 and 5 (Section 2045).**

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:** Mulaker  
**COUNTY:** Clatsop  
**CONTRACT NO.:** 341-14-34

TIMBER SALE NAME: **Mulaker**

TIMBER SALE NO.: **341-14-34**

OPENING DATE: **May 20, 2014**

## **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:

Red alder and other hardwoods ..... **\$329.16** per MBF.  
Western hemlock and other conifers..... **\$246.66** per MBF.  
Western redcedar and other cedars..... **\$896.06** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$386,300**, 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:** Mulaker  
**Date:** February 20, 2014  
**To:** Ty Williams  
**CC:** Tom Savage, District Sale File  
**From:** Matt Gostin

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### Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls in areas 1 - 3. This sale is located in the Marbled Murrelet Systematic Survey Zone. By ODF policy, operational marbled murrelet surveys are not required.

### Survey Results

This sale was surveyed for northern spotted owls in 2012 and 2013, using a protocol endorsed by the U.S. Fish and Wildlife Service<sup>1,2</sup>. Northern spotted owls were not observed during these surveys.

Surveys for marbled murrelets are not necessary for this sale.

### Known T&E Resources

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

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<sup>1</sup> USDI Fish and Wildlife Service. 2012. Protocol for surveying proposed management activities that may impact northern spotted owls. 42pp.

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

**Operational Considerations**

Due to the presence of barred owls, 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, 2016.

All timber should be felled by March 15, 2016.

**Future Survey Plans**

Spotted owl spot check surveys for this sale will be required in 2014 and 2015. 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 Mulaker

Survey Area Year	Visit #1 Date	Visit #2 Date	Visit #3 Date	Visit #4 Date	Visit #5 Date	Visit #6 Date
Mulaker	3/22-23 3/24-25 3/28-29 4/5-6	4/24-25 4/28-29	5/18-19 5/19 5/19-20 5/20-21 5/23-254	6/13-14 6/14-15 6/15-16 6/16-17	7/9-10 7/10-11 7/11-12	7/30-31 7/31-8/1
2012	NR†	NR	NR	NR	NR	NR
Mulaker	3/22-23 3/23-24 3/25 3/25-26 3/26-27	4/23 4/24-25 4/25-26	5/19-20 5/20 5/20-21 5/24 5/24-25	6/12-13 6/17 6/17-18 6/18-19	7/13 7/13-14 7/14-15 7/15-16	7/31 7/31-8/1 8/1 8/1-2
2013	NR	NR	NR	NR	NR	NR
NR - no response      j - juvenile      M <sub>0</sub> - mouse refused      M <sub>4</sub> - 4 mice taken V - visual response      jj - 2 juveniles      M <sub>1</sub> - 1mice taken      M <sub>5</sub> - 5 mice taken bb - new bird banded      [redacted] - last visit to site      M <sub>2</sub> - 2 mice taken      M <sub>6</sub> - 6 mice taken Sparred –spotted/barred      M <sub>3</sub> - 3 mice taken hybrid  Unk Strix – unknown strix species owl  ♂ ♀ ♂ - Pair (day, night, early morning)      ♀ ♀ ♀ - Female (day, night, early morning) ♂ ♂ ♂ - Male (day, night, early morning)      ○ ⊗ ⊗ - Sex Unk (day, night, early morning)						

†Sale took longer than 7 days to complete due to flooding and or snow.