

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

SALE NAME/NO.: Backbreak Combination 341-14-42

AUCTION DATE/TIME: February 18, 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: Oregon Department of Forestry, Astoria district Headquarters
OFFICE (MAILING: 92219 Highway 202
ADDRESS FOR BIDS): Astoria, Oregon 97103
(503)-325-5451 FAX (503)325-2756
4 miles SE of Astoria on Highway 202

HARVEST TYPE: Area 1: Approximately 18 acres of modified clearcut, removing approximately 22 MBF/acre of Douglas-fir, western hemlock, red alder and other conifers, that is approximately 46 years old.
Area 2: Approximately 79 acres of "Auto-Mark" thinning, removing approximately 8 MBF/acre of Douglas-fir, western hemlock, red alder and other conifers, that is approximately 25 to 48 years old.
Area 3: Approximately 101 acres of "Auto-Mark" thinning, removing approximately 6 MBF/acre of Douglas-fir, western hemlock and other conifers, that is approximately 32 years old.
Area 4 (R/W): There is also approximately 2 acres of right-of-way, removing approximately 24 MBF/acre.

SALE LOCATION: Timber Sale Areas are located in portions of Sections 1, 2, 11, and 12, T8N, R7W and section 13 T8N, R8W W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Timber Sale Areas can be accessed via Highway 30 to Ziak-Gnat Creek Road (between milepost 80 and 81). Travel north approximately 1 mile and then turn right on Aldrich Point Road. Travel north approximately 3.3 miles north then turn east onto Petersen Lane which becomes Petersen Road. Travel approximately 2 miles and turn right onto Andersen Ridge Road. Travel approximately 1 mile then turn left onto Backbreak Ridge Road, and travel approximately 0.3 mile to Area 1. To locate Area 2, turn off Aldrich Point Road onto Sylvandale Road and head east for approximately 0.8 mile. Turn right onto Davis Bottom road and travel approximately 0.4 mile to Area 2. To locate Area 3, turn onto Kumpula Road from Highway 30 and travel north approximately 0.6 mile.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF							
			2S	3S	4S	12"+	10"-11"	8"-9"	6"-7"	CR
Douglas-fir	12"	438	100	284	54					
W Hem. / fir	15"	824	402	351	71					
Sitka spruce	14"	45	1	5	39					
Red alder	11"	339				94	22	29	194	
Bigleaf maple	11"	20								20
W. Red cedar	15"	1	1	<1						
Sale Total		1,666								

MINIMUM BID:	BID SPECIES	Douglas-fir.....	\$301.94 per MBF
		Red alder.....	\$301.49 per MBF
		Western hemlock/fir	\$232.59 per MBF
	NO-BID SPECIES	Sitka spruce and other conifers	\$184.28 per MBF
		Bigleaf maple and other hardwoods	\$115.70 per MBF
		Western redcedar and other cedars	\$781.02 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$83,988 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 (\$84,000) 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: \$35,300 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: 70% ground-based yarding and 30% cable yarding.
Area 3: 80% ground-based yarding and 20% cable yarding.
Area 4 (R/W): 100% ground-based yarding.

PROJECTS: Project 1: Sale Access Road Construction and Landing Construction. Approximately 0.5 mile of sale access road construction.
Project 2: Sale Access Road Improvement. Approximately 6.7 miles of road improvement.
Project 3: Fill Vacating and Culvert 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 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.

BALD EAGLE CRITICAL PERIOD OF USE SEASONAL RESTRICTION Felling, yarding, hauling within 1/4 mile of Bald Eagle Nest sites as shown on Exhibit A shall not be allowed from January 1 through August 31 (Sections 2310, 2350, 2355, 2360, 2610).

COMPLETION OF FELLING OPERATIONS: All felling on Area 1 must be completed by March 15, 2016 (Section 2310).

Pulp removal is required if yarded to landing in Area 1.

This contract requires machine washing to prevent the spread of invasive weeds (Section 2416).

A key is required for the gate on Kumpula County Road.

Timber Sale acreages were determined by using ortho photos and GIS.

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:	Backbreak Combination
COUNTY:	Clatsop
CONTRACT NO.:	341-14-42

TIMBER SALE NAME: **Backbreak Combination**

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

OPENING DATE: **February 18, 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.

Red alder, sawmill grade or better, _____
_____ Dollars \$ _____ per MBF.

Western hemlock/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:

Sitka spruce and other conifers..... **\$184.28** per MBF.
Bigleaf maple and other hardwoods..... **\$115.70** per MBF.
Western redcedar and other cedars **\$781.02** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$35,300**, 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: Backbreak Combo
Date: November 8, 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 in area 1 only. 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^{1,2}. 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.

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

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

This sale is located within ¼ mile and ½ mile line of site of bald eagle nests and/or roosting sites.

Operational Considerations

Seasonal restrictions for bald eagle nesting and roosting sites will be in effect. During the critical period of use, operations shall not be permitted within one-quarter (1/4) mile of the active roost trees or nest trees. If the eagles have line-of-sight vision from these trees to the operation, the distance is one-half (1/2) mile.

The critical period of use for bald eagle roosting sites is November 15 through March 15.

The critical period of use for bald eagle nesting sites is January 1 through August 31.

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 timber 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 Backbreak Combo Area 1

Survey Area Year	Visit #1 Date	Visit #2 Date	Visit #3 Date	Visit #4 Date	Visit #5 Date	Visit #6 Date
Backbreak Combo	3/16-17 3/18-19	4/21-22 4/22-23	5/16-17	6/11-12	7/6-7	7/28-29 7/29-30 7/30-31
2012	NR	NR	NR	NR	NR	NR
Backbreak Combo	3/18-19 3/22-23	4/22-23	5/17-18	6/11-12	7/9-10 7/10-11	7/29-30
2013	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 Sparred –spotted/barred hybrid M ₃ - 3 mice taken 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)						