

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

SALE NAME/NO.: Eleven Creek Headwaters 341-16-16

AUCTION DATE/TIME: December 16, 2015, 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: Oregon Department of Forestry
OFFICE (MAILING): Coos District
ADDRESS FOR BIDS: 63612 Fifth Road
Coos Bay, Oregon 97420
(541) 267-4136 FAX (541) 269-2027

HARVEST TYPE: Regeneration harvest of approximately 92 acres of 50 year-old third growth Douglas-fir sawtimber with small amounts of western hemlock and hardwood.

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: (All miles approximate.) From Coos Bay, take the Coos River Highway 13.7 miles to Allegany. Turn left on Marlow Creek Road (1000 Road) and continue for 7.2 miles to Point "I." This will access the southern part of the sale area. Continue on the 1000 Road 0.5 mile to Point "K." This will access the central part of the sale area. Continue on the 1000 Road for 0.25 mile to Point "A." From here the 1400 Road will access the north part of the sale and the 1432 Road will access the eastern part of the sale.

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	16"	1,600						736	720	144									
W Hem. / fir	17"	168						45	111	12									
<u>Size Class By MBF</u>																			
								(12"+)	(10-11")	(8-9")	(6-7")								
Red Alder	15"	199						45	80	28	46								
Bigleaf Maple	24"	24						21			3								
Sale Total		1,991																	

MINIMUM BID:	BID SPECIES	Douglas-fir	\$302.71 per MBF
	NO-BID SPECIES	Western hemlock/fir and other conifers...	\$102.32 per MBF
		Western redcedar and other cedars.....	\$814.26 per MBF
		Red alder.....	\$213.15 per MBF
		Bigleaf Maple and other hardwoods.....	\$150.88 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$29,014 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). Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: February 28, 2017

BID METHOD: Sealed Bids

BID DEPOSIT: \$51,800

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: 93 percent uphill cable yarding with full and single-end suspension, and 7 percent ground based.

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. Also, legal challenges and other litigation regarding ODF threatened and endangered species related processes may occur and may affect operations contemplated under the contract. In the event a threatened or endangered species is found within or near this sale, or efforts are required to respond to legal issues, 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.
Acreage was determined by electronic digitizing using 2009 LIDAR imagery and ArcMap 10.2 GIS software program.
STATE **will not** extend the time for performance of this contract.
Spotted owl density surveys of the Elliott State Forest may be conducted during the life of this contract (Section 1520).
Pulp removal is required if yarded to Landing.

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: Eleven Creek Headwaters
COUNTY: Coos
CONTRACT NO.: 341-16-16

TIMBER SALE NAME: **Eleven Creek Headwaters**

TIMBER SALE NO.: **341-16-16**

OPENING DATE: **December 16, 2015**

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 **\$102.32** per MBF.
Western redcedar and other cedars **\$814.26** per MBF.
Red alder **\$213.15** per MBF.
Bigleaf Maple and other hardwoods **\$150.88** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$51,800**, 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 that is not a STATE's approved location.
- (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

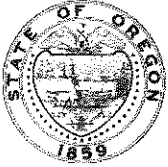
- (a) Are not currently in default status under any timber sale contract sold by the State Forester.
- (b) Has not, within a 3-year period preceding this bid, had one or more Federal, State, or local timber sales terminated for cause or default.
- (c) If (b) above is Yes, has submitted an explanation, 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

Kate Brown, 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: Eleven Creek Headwaters
Date: October 19, 2015
To: Randy Smith
CC: Norma Kline, Ryan Greco, District Sale File
From: Matt Gostin

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls. This sale does not contain suitable habitat for marbled murrelets.

Survey Results

This sale is in an area covered by northern spotted owl density surveys in 2014 and 2015. 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}.

Northern spotted owls were not observed during these surveys.

Known T&E Resources

There are no northern spotted owl activity centers of Marbled Murrelet Management Areas or affecting this 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. 42pp.

Operational Considerations

Non-Project Road and Landing Operations shall not be allowed from April 1 through August 5 within any logging restricted area or MMMA buffer. Additionally, daily timing restrictions shall be in effect from August 6 to September 15 within any logging restricted area or MMMA buffer during which Non-Project Road and Landing 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, 2018.

All timber should be felled by March 15, 2018.

Future Survey Plans

ODF plans to continue spotted owl density surveys on the Elliot State Forest in vicinity of this sale. The continuing density survey coverage will be utilized in lieu of the spot check survey requirement. In the future, ODF will conduct density, operational, and/or activity center monitoring surveys for northern spotted owls within 3 miles of this sale during the duration of the contract.