

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

SALE NAME/NO.: Bale Out Thin 341-16-23

AUCTION DATE/TIME: August 20, 2015, starting at 10:00 a.m.

AUCTION LOCATION: Oregon Department of Forestry  
West Oregon District Headquarters  
24533 Alsea Highway  
Philomath, Oregon 97370-9112  
(541) 929-3266 FAX (541) 929-5549

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry  
West Oregon District Headquarters  
24533 Alsea Highway  
Philomath, Oregon 97370-9112  
(541) 929-3266 FAX (541) 929-5549

HARVEST TYPE: A 233 net acre autemark commercial thinning. Areas 1 and 4 are 35-year-old Douglas-fir plantations. Areas 2 and 3 are 34-year-old Douglas-fir plantations.

SALE LOCATION: Portions of Section 19, T10S, R8W, and Sections 11, 14, and 24, T10S, R9W, W.M., Lincoln County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Philomath travel west on Highway 20 for 10 miles and turn right onto Eddyville-Blodgett Highway. Continue 14 miles on Eddyville-Blodgett Highway and turn right onto Norton Road. To access Area 1 proceed approximately 0.3 mile up Norton Road and continue straight onto Norton Hill Road. Continue approximately 2 miles up Norton Hill Road to Project Point B.

To access Areas 2 and 3, continue past Project Point B on Norton Hill Road approximately 0.7 mile and turn left onto Norton Overlook. Proceed on Norton Overlook approximately 0.5 mile to Project Point D. Area 3 and a portion of Area 2 are accessed down the closed road at Project Point D. To access the remained of Area 2, continue 0.2 mile past Project Point D.

To access Area 4, continue on Norton Hill Road 2.5 miles past Norton Overlook to Project Point E.

**APPRAISED VOLUMES AND QUALITY:**

SPECIES	AVG DBH	TOTAL MBF	TOTAL TONS	GRADES BY MBF												
				2P	3P	P	SM	1S	2S	3S	4S	5S	6S	SEL	SC	UT
Douglas-fir	11	1,534	12,272							1,074	460					
Sale Total		1,534	12,272													

MINIMUM BID: BID SPECIES Douglas-fir ..... \$14.95 per Ton

NO-BID SPECIES Western hemlock and other conifers ..... At Douglas-fir bid price

Western redcedar and other cedars ..... At Douglas-fir bid price

Red alder and other hardwoods ..... At Douglas-fir bid price

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$48,287 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 (\$49,000) whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: September 30, 2017 BID METHOD: Sealed Bids

BID DEPOSIT: \$13,500 SALE TYPE: Recovery/BOF - 42.97%  
CSL - 57.03%

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

HARVEST METHOD: 75% cable and 25% ground lead.

PROJECTS: Road Construction (0.2 mile), Road Improvement (10.1 miles), Mechanical Brushing (1.9 miles), and firewood sorting.

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 West Oregon District at (541) 929-3266 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 using a combinations of GPS and the ODF-GIS system utilizing orthographic imagery and Lidar data.

Protect Norton Hill and East Fork Bales Creek Marbled Murrelet Management Areas (Section 1520 and FPA Written Plans).

All wood from this sale will be weight scaled and converted to MBF (Section 2020).

Portions of Areas 2 and 3 within seasonally restricted buffers will have seasonal restrictions (Sections 2310, 2350, 2355, 2360, and 2610 and Exhibit D).

Firewood sorting required on surfaced roads and Landings (Section 2365).

Protect Sam Creek and East Fork Bales Creek, Type F streams (Section 2415 and FPA Written Plans).

PURCHASER shall ensure all ground-based yarding, earth disturbing, road construction, and road maintenance equipment moved onto State Forest Land and between State Forest Land sites are free of soils, seeds, vegetative matter, or other debris that could contain, or hold, seeds (Section 2416).

**Pulp removal is optional.**

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:** Bale Out Thin  
**COUNTY:** Lincoln  
**CONTRACT NO.:** 341-16-23

TIMBER SALE NAME: **Bale Out Thin**

TIMBER SALE NO.: **341-16-23**

OPENING DATE: **August 20, 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:

**All species, all grades** \_\_\_\_\_ Dollars \$ \_\_\_\_\_ per **Ton**.

Minimum grades and volumes for bid species are stated in the timber sale prospectus.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$13,500** 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)

EMPLOYER  
IDENTIFICATION  
NUMBER (EIN)

\_\_\_\_\_

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:** Bale Out Thin  
**Date:** June 2, 2015  
**To:** Chris Humcke  
**CC:** Mike Totey, District Sale File  
**From:** Matt Gostin

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### Habitat Suitability

Sale areas 2 and 3 are adjacent to suitable marbled murrelet habitat.

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

### Survey Results

Surveys for sale areas 2 and 3 were conducted for marbled murrelets in 2012 and 2013, using a protocol developed by the Pacific Seabird Group<sup>1</sup>. Marbled murrelet behaviors indicating occupancy were observed and lead to the establishment of a Marbled Murrelet Management Area (MMA).

### Known T&E Resources

Sale areas 2 and 3 lie partially within the non-habitat buffer of 2 MMAs. A Biological Assessment of the sale and project work impacts on the MMAs has been conducted. It concludes that the Bale Out Thin timber sale, as currently proposed, is expected to have a low risk of incidental take of marbled murrelets.

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

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<sup>1</sup> Evans Mack, D., W. P. Ritchie, S. K. Nelson, E. Kuo-Harrison, P. 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.

## Operational Considerations

- Seasonal Restrictions for Felling

Felling operations in portions of areas 2 and 3 that are within MMMA buffers shall not be allowed from April 1 through August 5 or from August 6 through September 15 between 2 hours before sunset and two hours after sunrise.

Ground-based operations in portions of areas 2 and 3 that are within MMMA buffers shall not be allowed from April 1 through August 5 or from August 6 through September 15 between 2 hours before sunset and two hours after sunrise.

The use of mechanized equipment, including chainsaws in portions of areas 2 and 3 that are within MMMA buffers shall not be allowed from April 1 through August 5 or from August 6 through September 15 between two hours before sunset and two hours after sunrise.

Non-Project road and landing operations in portions of areas 2 and 3 that are within MMMA buffers shall not be allowed from October 1 through August 5 or from August 6 through September 15 between two hours before sunset and two hours after sunrise.

- Tailhold and Guyline use Restrictions

The use of tailholds and guyline anchors are not seasonally restricted; however the use of heavy equipment or chainsaws to install these features are prohibited within the MMMA (occupied habitat and 100-m buffer) from April 1 through August 5. From August 6 through September 15, activities are allowed with daily timing restrictions. Daily timing restrictions prohibit the use of heavy machinery and chainsaws within 2 hours of sunrise and 2 hours of sunset. From September 16 to March 31, activities are unrestricted. If tailholds are installed during April 1 through August 5, non-mechanized methods such as an ax should be used and follow the guidelines as discussed in #5, below.

Specific criteria will be required for all tailholds and guylines to protect platform trees and associated cover trees in the MMMA from damage. The criteria are as follows:

1. The following trees in designated occupied habitat will **not** be selected for guylines or tailhold anchors:
  - a. Trees with potential nest platforms or immediately surrounding trees that provide cover to potential nest platforms;
  - b. The largest trees in areas where the number of large trees is limited;
  - c. Minor conifer tree species that are not commonly found in the stand.



2. An ODF Area Biologist or a designee familiar with murrelet habitat and biology will inspect and approve all trees before each is used. Lead time of at least two weeks for all reviews or meetings with ODF representatives is required. No trees that are considered to be potential habitat or surrounding trees that provide cover to platform trees, as determined by an ODF Area Biologist or designee will be damaged or harvested.
  3. Guylines or skylines will not be placed where they have the potential to damage platforms or platform trees.
  4. No conifer trees will be felled within the designated occupied habitat of the MMMA.
  5. To protect trees used as guyline anchors, it is preferred that plates, nylon straps or other approved devices be utilized to prevent damage to trees. If this is not feasible, notching of the trees to prevent cable slippage will be limited to less than  $\frac{1}{4}$  the circumference of the tree.
  6. If no suitable guyline or tailhold trees exist, operational equipment such as a Yoder, which does not require guylines, or a Cat, which may serve as a tailhold, may be used provided no designated occupied habitat is removed or destroyed when using such equipment.
- Road improvement and Landing Restrictions

Improvement of roads, landings, and yarding activities within the MMMA are seasonally restricted (from April 1 through August 5 then daily timing restriction from August 6 through September 15) to prevent disturbance to nesting murrelets. Tree removal should be done only to the extent necessary for the specific operation. To prevent damage to platform trees and associated cover trees in the MMMA's, the following trees will **not** be selected for removal for road improvement, landing areas or cable corridors in buffers:

1. Trees with potential nest platforms or immediately surrounding trees that provide cover to potential nest platforms as determined by an Area Biologist or designee;
2. The largest trees in areas where the number of large trees is limited;
3. Minor conifer tree species that are not commonly found in the stand.

The following additional criteria apply to landings, road improvement, and in buffers:

1. Seek to move landings out of buffers.
2. Utilize single, parallel corridor-type landings when landings must be located in buffers.
3. If single, parallel corridor-type landings are not feasible and a spoke landing must be used, reduce the number of spoked corridors and keep away from dominant trees, particularly those that contain suitable nesting platforms. An ODF Area Biologist or a designee familiar with murrelet habitat and biology will inspect and approve all proposed road and landing locations. Lead time of at least two weeks for all reviews or meetings with

ODF representatives is required. No trees that are considered to be potential habitat or surrounding trees that provide cover to platform trees, as determined by an ODF Area Biologist or designee will be damaged or harvested.

4. New landing construction in buffers will not exceed 0.25 acres in size. At the loading area, considerations should be made to limit the size of the area and the number of skid trails leading to the area because of its adjacency to the Norton Hill occupied habitat.
5. To the extent practical, spoked landings constructed in buffers will be decommissioned and re-vegetated where appropriate. Decommissioning may include gates, tank traps, or boulder/stump placement. Revegetation for spoked landings will be addressed on a case by case basis.
6. Yard to road with minimal road widening or extra brush clearing than already exists.
7. No conifer trees will be felled within the occupied habitat of the MMEA. However, conifer branches lower than 33 feet may be removed to allow hauling activities. According to the current logging plan, one tree located within the buffer that has platforms of marginal quality will need to be treated (Photo 5). As the plan develops, additional trees may be identified and will be addressed on a case by case basis.

- **Trash removal**

Trash policing and removal from all Sale Areas, landing and roadways must be done on a daily basis. Store all food items and food waste inside appropriate containers or vehicles. Birds such as jays and ravens eat a wide variety of foods, and presence of human food and food waste can increase jay and raven numbers. Do not feed wildlife in the Sale Areas. Failure to adhere to these guidelines will result in a temporary suspension of activities until all trash is removed.

Marbled murrelet survey results are valid until April 1, 2019.

All timber should be felled by April 1, 2019.

### **Future Survey Plans**

ODF has an active northern spotted owl survey program and surveys for other planned operations will be conducted within 3 miles of this sale during the life of the contract.

## Survey Results Summary

Table 1. Marbled Murrelet Surveys of Bale Out Thin

Site 1		Visit 1	Visit 2	Visit 3	Visit 4	Visit 5	Visit 6	Visit 7	Visit 8	Visit 9	
Bale Out Thin		5/2	5/6	5/31	6/14	6/22	7/8	7/17	7/24	7/31	
Year 1 (2012)		0 detections									
Bale Out Thin		5/1	5/21	6/4	6/15	6/26	7/7 <sup>s</sup>	7/16	7/24	7/31	
Year 2 (2013)		1 detection									
<sup>s</sup> Detection Summary											
Date	Station	Observer	Fly Over	Circle Over	Circle Below	Fly Through	Landing	Stationary Call	Unknown Behavior	Total	Comments
7/7/2013	2	SJB	0	0	4	4	0	0	0	8	ALL WERE VISUALS AT OR BELOW CANOPY, WINGBEATS HEARD ON 1 VISUAL DETECTION

<sup>s</sup> = Survey with significant observations