

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

SALE NAME/NO.: Lost Pony 341-16-41

AUCTION DATE/TIME: May 17, 2016, 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

HARVEST TYPE: Area 1: Approximately 71 acres of modified clearcut, removing approximately 46 MBF/acre of 80 year old Douglas-fir, western hemlock, and bigleaf maple.
Area 2: Approximately 93 acres of modified clearcut, removing approximately 46 MBF/acre of 80 year old Douglas-fir, western hemlock, and bigleaf maple.
Area 3: Approximately one acre of right-of-way in Area 2 (roadside landings) removing approximately 46 MBF/acre of timber similar the above Areas.

SALE LOCATION: Timber Sale Areas are located in portions of Sections 3, 4, and 10, T6N, R6W, and portions of Section 34, T7N, R6W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: All areas can be accessed from Astoria or Vernonia via Highway 202. Turn north onto Northrup Creek Road near Milepost 35. Continue on Northrup Road for approximately 1.5 miles to Cow Ridge Road. Turn east onto Cow Ridge Road. Continue on Cow Ridge Road to the Greasy Spoon Road junction. Area 1 is located near the Cow Ridge Stockpile.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF											
			1P	3P	P	SM	1S	2S	3S	4S	5S	6S	SEL	SC
Douglas-fir	20	7,326						5,792	1,149	385				
W Hem. / fir	14	202						90	69	43				
Maple	14	5												5
Sale Total		7,533												

MINIMUM BID:	BID SPECIES	Douglas-fir	\$387.76 MBF
	NO-BID SPECIES	Western hemlock/fir and other conifers...	\$204.67 MBF
		Bigleaf maple and other hardwoods.....	\$118.86 MBF
		Western redcedar and other cedars.....	\$968.68 MBF
		Red alder	\$388.68 MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$422,698 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, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit

EXPIRATION DATE: October 31, 2018 BID METHOD: Sealed Bids

BID DEPOSIT: \$245,900 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: 65% ground-based yarding and 35% cable yarding.
Area 2: 13% ground-based yarding and 87% cable yarding.
Area 3 R/W: 100% ground-based yarding and 0% cable yarding.

PROJECTS: Project No. 1: Approximately 0.15 miles of sale access Road Construction.
Project No. 2: Approximately 7.21 miles of sale access Road Improvement.
Project No. 3: Knob Point Rock Development, Crushing, and Stockpiling (approximately 24,940 cubic yards).

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. 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 Ty Williams, Jewell Unit Forester, at 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, and 3 must be completed prior to October 31, 2017 (Section 2620).
All felling must be completed by March 15, 2018 (Sections 2310 and 2455).
This contract requires machine washing to prevent the spread of noxious weeds (Section 2416).
A minimum of 50 percent of the estimated bid value shall be paid by on or before October 31, 2017 (Section 1751).
Timber sale acreage was determined by using aerial photos and GIS.
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: Lost Pony
COUNTY: Clatsop
CONTRACT NO.: 341-16-41

TIMBER SALE NAME: **Lost Pony**

TIMBER SALE NO.: **341-16-41**

OPENING DATE: **May 17, 2016**

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	\$204.67 per MBF
Bigleaf maple and other hardwoods	\$118.86 per MBF
Western redcedar and other cedars	\$968.68 per MBF
Red alder	\$388.68 per MBF

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$245,900** 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: Lost Pony
Date: January 11, 2016
To: Ty Williams
CC: Dan Goody, District Sale File
From: Matt Gostin

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls in areas 1–2. 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 2014 and 2015 using a protocol endorsed by the U.S. Fish and Wildlife Service^{1,2}. An unknown *Strix* species owl was observed once in 2014. Northern spotted owls were not observed in either year of these surveys.

Surveys for marbled murrelets are not necessary for 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.

Known T&E Resources

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

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.

Northern spotted owl survey results are valid until March 15, 2018.

All timber should be felled by March 15, 2018.

Future Survey Plans

Spotted owl spot check surveys for this timber sale will occur in 2016 and 2017. In addition, 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.