

NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Microwave Thin 341-16-69

AUCTION DATE/TIME: October 20, 2015, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Astoria District Office
92219 Highway 202
4 Miles SE of Astoria on Highway 202
(503) 325-5451 FAX (503) 352-2756

DISTRICT/UNIT OFFICE (MAILING ADDRESS FOR BIDS): Oregon Department of Forestry
Astoria District Office
92219 Highway 202
Astoria, Oregon 97103
(503) 325-5451 FAX (503) 352-2756

HARVEST TYPE: Areas 1 and 2: Approximately 152 acres of first entry partial cut, removing approximately 14 MBF per acre of Douglas-fir, western hemlock, and alder.
Area 3 (R/W): Approximately 11 acres or Right-of-Way removing approximately 37 MBF per acre of Douglas-fir, western hemlock, silver fir, and alder.

SALE LOCATION: The Timber Sale is located in portions of Sections 3, 9, 10, 15, and 16, T7N, R6W, W.M., Clatsop County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: Sale areas can be accessed by traveling approximately 20 miles east of Astoria on U.S. Highway 30. Turn (South) onto Nicolai Mainline and travel approximately 5.5 miles. Area 1 is on the left across from the rock quarry. Area 2 is 0.25 mile down the spur to the east (left) at the 7 mile marker.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF																
			1P	2P	3P	P	SM	1S	2S	3S	4S	5S	6S	SEL	SC	UT	CR	WRM	PLP
Douglas-fir	16	2,001							1,009	786	206								
W Hem. / fir	13	606							346	141	119								
Red Alder	13	32															32		
Sale Total		2,639																	

MINIMUM BID: BID SPECIES Douglas-fir \$277.43 per MBF
Western hemlock/true fir and other conifers \$206.35 per MBF

NO-BID SPECIES Western redcedar and other cedars..... \$993.34 per MBF
Red alder and other hardwoods \$339.61 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$152,200 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 (\$153,000) whichever is greater, 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: \$53,800 SALE TYPE: Recovery/BOF - 100%

10% of the net appraised value, not to exceed \$500,000. Bond amount will be rounded down to an even \$100 unit.

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

HARVEST METHOD: Area 1: 24% ground-based yarding and 76% cable yarding.
Area 2: 83% ground-based yarding and 17% cable yarding.
Area 3 R/W: 100% ground-based yarding.

PROJECTS: Project No. 1: Approximately 1.73 miles of sale access new road construction.
Project No. 2: Approximately 3.96 miles of road improvement.
Project No. 3: Approximately 0.6 mile of road vacating.
Project No. 4: Two bridge deck replacements.

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 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.
All felling must be completed on Area 1 by March 15, 2017, and March 15, 2018 in Area 2 (Section 2310).
If felling is not initiated by February 1, felling may not occur until northern spotted owl spot check surveys are completed, but no later than June 30 of each year.
A key may be required to access the north portion of Area 1. Check with the Astoria District Office to confirm the status of the gate.
Acres were computed by using GIS.
Pulp removal is required if yarded to the 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: Microwave Thin
COUNTY: Clatsop
CONTRACT NO.: 341-16-69

TIMBER SALE NAME: **Microwave Thin**
TIMBER SALE NO.: **341-16-69**
OPENING DATE: **October 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:

Douglas -fir, sawmill grade or better, _____
_____ Dollars \$ _____ per MBF.

Western hemlock/true fir and other conifers, 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 redcedar and other cedars **\$993.34** per MBF.
Red alder and other hardwoods **\$339.61** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$53,800**, 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)

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 Update

Project: Microwave Thin
Date: July 30, 2015
To: John Tillotson
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 2013 and 2014, using a protocol endorsed by the U.S. Fish and Wildlife Service^{1,2}. Northern spotted owls were observed on two occasions in 2013 and on one occasion in 2014. One of the observations in 2013 and the observation in 2014 was attributed to a known activity center within 1.5 miles of the timber sale. The second observation in 2013 was determined to be a non-territorial single (or "floater") owl greater than 1.5 miles from the timber sale.

To extend the contract duration, an additional year of surveys is being conducted for area 2 in 2015. To date, northern spotted owls were observed on two occasions in

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.

2015. Both of these observations were attributed to a known activity center within 1.5 miles of the timber sale.

Surveys for marbled murrelets are not necessary for this sale.

Known T&E Resources

This sale is within 1.5 miles of a northern spotted owl activity center. A Biological Assessment of the sale's impact on the activity center has been conducted. It concludes that the Microwave Thin timber sale, as currently planned, poses low risk of negatively affecting the northern spotted owl site.

There are no Marbled Murrelet Management Areas affecting this sale.

Operational Considerations

No felling in area 2, except for felling associated with project work, shall be allowed prior to the completion of the 2015 northern spotted owl surveys indicating no resident spotted owls.

If felling operations are not initiated by February 1, felling may not occur until June 30 of each year, or until northern spotted owl spot check surveys are completed, whichever is first. This requirement may be waived by ODF if the delay in initiation of operations is not needed.

Current northern spotted owl survey results are valid until March 15, 2017. After the 2015 surveys are completed in area 2, the survey results for that area will be valid until March 15, 2018.

All timber should be felled by March 15, 2017 in area 1.

All timber should be felled by March 15, 2018 in area 2.

Future Survey Plans

Spotted owl spot check surveys for this timber sale will be required in 2015 and 2016 in area 1. Spotted owl spot check surveys for this timber sale will be required in 2016 and 2017 in area 2.

In addition, ODF has an active northern spotted owl survey program and spot checks, surveys for other planned operations, and activity center monitoring 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 Microwave Thin

Survey Area	Visit #1	Visit #2	Visit #3	Visit #4	Visit #5	Visit #6
Year	Date	Date	Date	Date	Date	Date
Microwave Thin	3/18-19 3/22-23 3/23 3/23-24	4/22 4/22-23 4/23 4/23-24	5/17 5/17-18 5/19-20	6/11-12 6/12 6/12-13	7/11-12 7/12 7/12-13	7/29-30 7/30 7/30-31
2013	NR STVA	NR STVA	♀ (5/17-18)	NR STVA	NR STVA	♀ (7/29-30) STVA
Microwave Thin	8/16-17	8/25-26				
2013 Continued	NR Area of (7/29-30) resp. surveyed	NR Area of (7/29-30) resp. surveyed				
Microwave Thin	3/19 3/19-20 3/20 3/20-21 3/21-22 3/22-23	4/19-20 4/20 4/20-21	5/14 5/14-15	6/7-8 6/8 6/8-9 6/9-10 6/10 6-10-11	6/30-7/1 7/1 7/1-2	7/22-23 7/24 7/24-25 7/25 7/25-26
2014	NR STVA	♀ (4/20-21) STVA	NR STVA	NR	NR STVA	NR STVA
Microwave Thin area 1 (Spot Check)	3/17-18 3/18 3/18-19	4/16-17 4/17 4/17-18	5/8-9 5/9 5/9-10	5/30-31 6/2 6/2-3	6/24 6/24-25	TBA
2015	NR	NR	NR	Unk STRIX (6/2-3)	NR STVA	
Microwave Thin area 2	3/17-18 3/18 3/18-19 3/19-20	4/16-17 4/17 4/17-18	5/8-9 5/9 5/9-10 5/10-11	5/30-31 6/2 6/2-3 6/3-4	6/24 6/24-25 6/25-26	TBA
2015	⊗ (3/18-19) STVA	NR STVA	⊗ (5/10-11) STVA	Unk STRIX (6/2-3) STVA	NR STVA	

NR - no response j - juvenile M₀ - mouse refused M₄ - 4 mice taken

V - visual response jj - 2 juveniles M₁ - 1mice taken M₅ - 5 mice taken

bb - new bird banded ■ - last visit to site M₂ - 2 mice taken M₆ - 6 mice taken

M₃ - 3 mice taken

♂ ♂ ♂ - Pair (day, night, early morning) ♀ ♀ ♀ - Female (day, night, early morning)

♂ ♂ ♂ - Male (day, night, early morning) ○ ⊗ ⊗ - Sex Unk (day, night, early morning)