

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

SALE NAME/NO.: Aha Pataha 341-16-73

AUCTION DATE/TIME: January 21, 2016, starting at 2:00 p.m.

AUCTION LOCATION: Oregon Department of Forestry
Western Lane District Headquarters
87950 Territorial Hwy
Veneta, Oregon 97487
(541) 935-2283 Fax (541) 935-0731

DISTRICT/UNIT: Oregon Department of Forestry
OFFICE (MAILING: Western Lane District Headquarters
ADDRESS FOR BIDS): 87950 Territorial Hwy
Veneta, Oregon 97487
(541) 935-2283 Fax (541) 935-0731

HARVEST TYPE: Area 1: 53 acres of modified clearcut, removing approximately 49 MBF/acre of 77-year-old timber.
Area 2: 85-acre modified clearcut, removing approximately 52 MBF/acre of 79-year-old timber.

SALE LOCATION: Portions of Section 16, T18S, R7W, W.M., Lane County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Veneta, Oregon, travel west on highway 126 for approximately 11.7 miles. Turn left (south) on Penn Road and proceed for 0.7 mile. Turn right (southwest) on 18-7-9.6 Road (Penn-Tie Road) and proceed for 1.6 miles. Stay left at intersection and proceed 1.8 miles on 18-7-16 Road. Turn right (west) at intersection of 18-7-23.1 Road and proceed 0.45 mile to AREA 2 sale boundary. At the 18-7-16 and 18-7-23.1 intersection proceed straight (south) for 0.66 mile to AREA 1 sale boundary. A Key is required for two locked gates. Gate #1 is on Penn-tie Road, near the junction of Penn Road and Penn-tie Road; Gate #2 is approximately 1.2 miles after Gate #1 and is also on Penn-Tie Road. See Vicinity Map for gate locations.

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
Douglas-fir	20	6,821							4,760	1,771	290					
W Hem. / fir	14	180							94	64	22					
Red Alder	13	5														5
Big Leaf Maple	11	67														67
Sale Total		7,073														

MINIMUM BID: BID SPECIES Douglas-fir \$ 353.20 per MBF

NO-BID SPECIES Western hemlock/fir and other conifers... \$ 217.65 per MBF

Western redcedar and other cedars..... \$1,005.00 per MBF

Red alder \$ 372.92 per MBF

Bigleaf maple and other hardwoods..... \$ 170.03 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$219,531 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 (\$220,000) whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE:	March 31, 2018	BID METHOD:	Sealed Bids
BID DEPOSIT:	\$224,200	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: 32% (17 acres) cable yarding and 68% (36 acres) ground-based yarding. Area 2: 36% (31 acres) cable yarding and 64% (54 acres) ground-based yarding.		
PROJECTS:	Construct and surface 42.4 stations of new roads. Re-construct and surface 54 stations of existing roads. Conduct maintenance on approximately 8.9 miles of road. Remove a stream crossing and vacate approximately 4.5 stations of road. Conduct in unit slash piling for 127 hours.		
FEES:	\$1,750 Coos Bay Rail Authority railroad crossing fee. \$34,035.48 BLM rock wear and road maintenance fee.		
ENDANGERED SPECIES ACT COMPLIANCE STATEMENT:	<p>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.</p> <p>Prospective purchasers are encouraged to contact the Western Lane District at (541) 935-2283 for further information or questions relative to threatened or endangered species surveys, future planned survey information, or other threatened or endangered species information.</p>		
SPECIAL REMARKS:	<p>NO PERSONAL OR COMPANY CHECKS ACCEPTED FOR THE BID DEPOSIT.</p> <p>SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.</p> <p>Log hauling on unsurfaced roads shall not be allowed from October 31 through April 15.</p> <p>Log hauling from October 1 to April 30 is subject to a "Loads/Day limitation during wet weather."</p> <p>Activity in "Live" Streams shall not be allowed from September 15 through July 1. Placement of stream enhancement logs shall be exempt.</p>		

Project work shall not be allowed from October 31 through April 15 unless otherwise approved in writing by STATE.

All felling on the Timber Sale Areas must be completed by March 15, 2018 (Section 2310).

Tailholds or Guylines trees shall not be allowed in the Tailhold or Guylines exclusion zones as shown in "Exhibit A", unless otherwise approved by STATE.

Pulp removal is required if yarded to landing.

12 stream enhancement logs shall be placed in Cattle Cr. in Area 2 according to the specifications of Exhibit M. Logs shall be 16" at the scaling diameter and 30 feet long.

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:	Aha Pataha
COUNTY:	Lane
CONTRACT NO.:	341-16-73

TIMBER SALE NAME: **Aha Pataha**

TIMBER SALE NO.: **341-16-73**

OPENING DATE: **January 21, 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..... \$ **217.65** per MBF.
Western redcedar and other cedars \$ **1,005.00** per MBF.
Red alder \$ **372.92** per MBF.
Bigleaf maple and other hardwoods..... \$ **170.03** per MBF.

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$224,200**, 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

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: Aha Pataha
Date: November 30, 2015
To: Ole Buch
CC: Link Smith, District Sale File
From: Matt Gostin

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls and marbled murrelets.

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}. Northern spotted owls were observed on one occasion in 2014 and 2015. These observations were attributed to a known activity center within 1.5 miles of the timber sale.

Surveys for marbled murrelets in vicinity of sale area 1 were conducted in 2011 through 2013, using a protocol developed by the Pacific Seabird Group³. Marbled murrelet behaviors indicating occupancy were observed at survey site 1 in 2011 and lead to the establishment of a Marbled Murrelet Management Area (MMMA). Surveys to this site

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.

³ 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.

in 2012, the last year of surveys for this site, yielded no observations of marbled murrelets. Marbled murrelets were detected as present at survey site 2 during one survey in 2012. However, behaviors indicating occupancy were not observed at this site during both years of surveys (2011 and 2012). Marbled murrelets were detected as present at survey site 3 during one survey in 2012. However, behaviors indicating occupancy were not observed at this site during both years of surveys (2012 and 2013).

Surveys for marbled murrelets in vicinity of sale area 2 were conducted in 2011 and 2012, using a protocol developed by the Pacific Seabird Group⁴. Marbled murrelets were detected as present at site 2 during one survey in 2013. However, behaviors indicating occupancy were not observed at any site. There were no marbled murrelet observations in site 1 during either year of surveys.

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 Aha Pataha 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 at this time.

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.

Current northern spotted owl survey results are valid until March 15, 2018. Marbled murrelet survey results are valid until April 1, 2018.

All timber should be felled by March 15, 2018.

Future Survey Plans

Spotted owl spot check surveys for this timber sale will be required in 2016 and 2017. In addition, ODF has an active survey program and northern spotted owl surveys and activity center monitoring will be conducted within 3 miles of this sale during the life of the contract.

⁴ 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.