

## NOTICE OF TIMBER SALE

(Recovery – Scaled Sale)

SALE NAME/NO.: Doe Over 341-17-49

AUCTION DATE/TIME: November 17, 2016, 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: Area 1: 57 net-acre modified clearcut containing approximately 75-year-old Douglas-fir and hardwoods.  
Area 2 R/W: A 1 acre Right-of-Way containing approximately 75-year-old Douglas-fir and hardwoods.

SALE LOCATION: Portions of Section 35, T11S, R9W and portions of Section 2, T12S, R9W, W.M., Lincoln County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Philomath travel west on Highway 20 for 22 miles (MP 26.2) and turn south onto Salmon Creek Road. Proceed 2.5 miles and turn south onto Wolf Creek Road. Proceed 0.5 mile and turn west onto Baber Ridge Road. Proceed 1.0 mile and turn south on Deer Creek Ridge Road. Proceed 2.5 miles to Point I2. **A key is required for access through the gate at Point I7 and may be checked out at the Philomath Office.**

### APPRAISED VOLUMES AND QUALITY:

| SPECIES     | AVG DBH | TOTAL MBF | GRADES BY MBF |    |    |   |    |    |       |     |         |     |    |    |     |    |    |    |     |     |
|-------------|---------|-----------|---------------|----|----|---|----|----|-------|-----|---------|-----|----|----|-----|----|----|----|-----|-----|
|             |         |           | 1P            | 2P | 3P | P | SM | 1S | 2S    | 3S  | 3S 12"+ | 4S  | 5S | 6S | SEL | SC | UT | CR | WRM | PLP |
| Douglas-fir | 19"     | 2,267     |               |    |    |   |    |    | 1,359 | 425 | 368     | 115 |    |    |     |    |    |    |     |     |
| Red Alder   | 16"     | 61        |               |    |    |   |    |    |       |     |         |     |    |    |     |    |    |    | 61  |     |
| Sale Total  |         | 2,328     |               |    |    |   |    |    |       |     |         |     |    |    |     |    |    |    |     |     |

MINIMUM BID: BID SPECIES Douglas-fir ..... \$378.57 per MBF

NO-BID SPECIES Western hemlock and other conifers.... \$223.00 per MBF  
Western redcedar and other cedars..... \$923.00 per MBF  
Red alder and other hardwoods..... \$320.12 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$92,794.00 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 (\$93,000) whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

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

BID DEPOSIT: \$78,400 SALE TYPE: Recovery/BOF - 21%  
CSL - 79%

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: 77% cable and 23% ground lead.

PROJECTS: Project No. 1: Road Construction (0.7 mile).  
Project No. 2: Road Improvement (7.2 miles).  
Project No. 3: Post Harvest road blocking, landing patch and turnaround rock.

FEES: \$150 permit fee for use of mechanized equipment on Harlan Road.

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 \* District at \* 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.**

**A key is required for access through the gate at Point I7 and may be checked out at the Philomath office.** Walk in to the sale area from this spur is approximately equivalent to walking in from the top of the sale at Point I5.

**PURCHASER shall obtain a "Permit to Perform Operations on a County Road" from Lincoln County Public Works to operate machinery on Harlan Road (County Road No. 538) (Section 2120).**

**Flaggers are required while felling and logging the portion of the sale above the Harlan County Road (Sections 2310, 2330, and 2350).**

**Tailholds located in the Logging Restricted Area shown on Exhibit A require consultation with and approval by ODF Area Biologist or their designee. The ability to tailhold in this area is not guaranteed (Section 2350).**

Log hauling on Salmon Creek Road is not allowed from December 1 through February 28 (Section 2455).

Acreage was determined using a combination of GPS and ODF-GIS system utilizing orthographic imagery and Lidar data.

Firewood / Fish log sorting on landings is required (Section 2365).

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

Machine slash piling is required on portions of the sale area (Section 2560).

Felling up to 10 trees for Down Wood is required (Section 2340).

**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. |
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**See inside front cover of Timber Sale Schedule handbook for disclaimer regarding all governmental regulatory actions.**

|                      |                  |
|----------------------|------------------|
| <b>SALE NAME:</b>    | <b>Doe Over</b>  |
| <b>COUNTY:</b>       | <b>Lincoln</b>   |
| <b>CONTRACT NO.:</b> | <b>341-17-49</b> |

TIMBER SALE NAME: **Doe Over**

TIMBER SALE NO.: **341-17-49**

OPENING DATE: **November 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 and other conifers** ..... **\$223.00** per MBF.  
**Western redcedar and other cedars** ..... **\$923.00** per MBF.  
**Red alder and other hardwoods** ..... **\$320.12** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$78,400**, 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:** Doe Over  
**Date:** August 8, 2016  
**To:** Evelyn Hukari  
**CC:** Mike Totey, District Sale File  
**From:**

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### Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls in sale areas 1 and 2.  
This sale contains suitable habitat for marbled murrelets in sale areas 1 and 2.

### Survey Results

Sale areas 1 and 2 were surveyed for northern spotted owls in 2015 and 2016 using a protocol endorsed by the U.S. Fish and Wildlife Service<sup>1,2</sup>. Northern spotted owls were not observed in either 2015 or 2016.

Surveys for marbled murrelets were conducted in 2013 and 2014 associated with sale areas 1 and 2, using a protocol developed by the Pacific Seabird Group<sup>3</sup>. Marbled murrelets were detected as present during two surveys in 2014 that were associated with sale areas 1 and 2.

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<sup>1</sup> USDI Fish and Wildlife Service. 2012. Protocol for surveying proposed management activities that may impact northern spotted owls. 42pp.

<sup>2</sup> Oregon Department of Forestry, June 1, 2010. Policy bulletin SFB – 10-03, Northern Spotted Owl Policy Update - Northern Spotted Owl Survey Protocol.

<sup>3</sup> Evans, D. M., W. P. Ritchie, S. K. Nelson, E. Kuo-Harrison, Peter 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.

Marbled Murrelets were also detected as present during one survey in 2014 in sale area 1. Behaviors indicating occupancy were not observed during surveys for this sale.

### **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.

Current Northern spotted owl survey results are valid until March 15, 2019.

Marbled murrelet survey results are valid until April 1, 2020.

All timber should be felled by March 15, 2019.

### **Future Survey Plans**

Spotted owl spot check surveys for this timber sale will be required in 2017 and 2018. 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.