

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

SALE NAME/NO.: Rocky Top 341-18-39

AUCTION DATE/TIME: July 18, 2017, 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: Oregon Department of Forestry  
OFFICE (MAILING: Astoria District Headquarters  
ADDRESS FOR BIDS): 92219 Highway 202  
Astoria, Oregon 97103  
(503) 325-5451 FAX (503) 325-2756

HARVEST TYPE: **Area 1:** Approximately 84 acres of modified clearcut, removing approximately 40 MBF/acre of western hemlock, Douglas-fir, red alder, and Sitka spruce.  
**Area 2 R/W:** Approximately 0.4 acre of Right-of-Way removing approximately 40 MBF/acre.

SALE LOCATION: Timber Sale Areas are located in portions of Sections 3 and 4, T3N, R8W, W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: The Timber Sale Area can be accessed via Hill Road/Fall Creek off of Highway 53 and Hamlet County Road. Follow Fall Creek Road to Sweethome Creek Road, travel approximately one mile on Sweethome Creek Road to Woodpecker Road, follow Woodpecker Road to Keesler Ridge Road to the sale area.

**APPRAISED VOLUMES AND QUALITY:**

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF														PLP
			2P	3P	P	SM	1S	2S	3S	4S	5S	6S	SEL	SC	UT	CR	
Douglas-fir	25"	629						530	91	8							
W Hem. / fir	18"	2,542						1,707	711	124							
Sitka Spruce	38"	109						35	72	2							
Red Alder	13"	112														112	
Sale Total		3,392															

MINIMUM BID: BID SPECIES Western hemlock/fir..... \$ 299.45 per MBF

NO-BID SPECIES Douglas-fir ..... \$ 407.22 per MBF  
Sitka spruce and other conifers..... \$ 129.74 per MBF  
Red alder and other hardwoods..... \$ 298.88 per MBF  
Redcedar and other cedars..... \$1,189.73 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$43,404 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 (\$44,000) 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:	<p>\$102,100</p> <p>10% of the net appraised value, not to exceed \$500,000. Bond amount will be rounded down to an even \$100 unit.</p>	SALE TYPE:	Recovery/BOF - 100%
INSURANCE:	<p>\$2,000,000 Commercial General Liability; \$2,000,000 Automobile Liability; \$2,000,000 Logger's Broad Form.</p>		
HARVEST METHOD:	<p>Area 1: 26% ground-based yarding and 74% cable yarding.</p> <p>Area 2 R/W: 100% ground-based yarding.</p>		
PROJECTS:	<p>Project No. 1: Approximately 0.16 mile of sale access road construction.</p> <p>Project No. 2: Approximately 0.89 mile of road improvement.</p>		
FEES:	None.		
ENDANGERED SPECIES ACT COMPLIANCE STATEMENT:	<p>The Oregon Department of Forestry (ODF) is engaged in an active threatened and endangered (T&amp;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&amp;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&amp;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 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.</p>		
SPECIAL REMARKS:	<p><b>NO PERSONAL OR COMPANY CHECKS ACCEPTED FOR THE BID DEPOSIT.</b></p> <p><b>SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.</b></p> <p><b>All felling must be completed by March 15, 2018 (Sections 2310, 2350, 2355, and 2455).</b></p> <p><b>All Projects must be completed by November 30, 2017 (Section 2620).</b></p> <p><b>Pulp removal is required.</b></p> <p><b>Timber sale acreages were determined using ortho photos, LiDar and GIS.</b></p>		

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:** Rocky Top  
**COUNTY:** Tillamook  
**CONTRACT NO.:** 341-18-39

TIMBER SALE NAME: **Rocky Top**

TIMBER SALE NO.: **341-18-39**

OPENING DATE: **July 18, 2017**

## **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:

**Western hemlock/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:

<b>Douglas-fir</b> .....	<b>\$ 407.22</b> per MBF
<b>Sitka spruce and other conifers</b> .....	<b>\$ 129.74</b> per MBF
<b>Red alder and other hardwoods</b> .....	<b>\$ 298.88</b> per MBF
<b>Redcedar and other cedars</b> .....	<b>\$1,189.73</b> per MBF

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$102,100**, 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	_____
BUSINESS EMAIL	_____
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: Rocky Top  
Date: May 25, 2016  
To: John Tillotson  
CC: Dan Goody, District Sale File  
From:

---

### Habitat Suitability

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

### 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<sup>1,2</sup>. Northern spotted owls were not observed in either year of these surveys.

---

<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 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.

Surveys for marbled murrelets were conducted in 2014 and 2015, using a protocol developed by the Pacific Seabird Group<sup>3</sup>. Marbled murrelets were detected as present during one survey at a single site in 2014. However, behaviors indicating occupancy were not observed. There were no observations of marbled murrelets at the other survey sites.

### **Known T&E Resources**

There are no northern spotted owl activity centers 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.

Marbled murrelet survey results are valid until April 1, 2021.

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.