

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

SALE NAME/NO.: Happy Hen 341-18-64

AUCTION DATE/TIME: August 18, 2017, at 10:00 a.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: 85 acres of modified clearcut, removing approximately 34.2 MBF/acre of 84-year-old timber.

SALE LOCATION: Portions of Section 10, T17S, R8W, W.M., Lane County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Veneta, Oregon, travel west on Highway 126 for approximately 14.2 miles. Turn right (north) onto Nelson Mountain Road and proceed for 10.2 miles. Turn right (east) onto Chicken Creek Road and proceed for approximately 0.85 mile to sale boundary.

**Gate Key is Required!****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	18 "	2,759							2,020	601	138								
Red Alder	12 "	124															124		
Big Leaf Maple	11 "	28															28		
Sale Total		2,911																	

MINIMUM BID: BID SPECIES Douglas-fir..... \$ 354.22 per MBF

NO-BID SPECIES Western hemlock and other conifers ..... \$ 265.00 per MBF

Western redcedar and other cedars ..... \$1,115.00 per MBF

Red alder ..... \$ 330.70 per MBF

Bigleaf maple and other hardwoods ..... \$ 150.92 per MBF

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$46,019 after the project work is completed and accepted, as described in Section 2630, "Credit for Project Work."

The Timber Sale Area contains 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 \$47,000 whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: July 31, 2019 BID METHOD: Sealed Bids

BID DEPOSIT: \$97,600 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: 100 percent cable yarding.

PROJECTS: Improve approx. 0.6 mile of existing roads and conduct maintenance on the remaining haul route. Vacate approximately 0.3 mile of old road bed.

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 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.

SPECIAL REMARKS: **NO PERSONAL OR COMPANY CHECKS ACCEPTED FOR THE BID DEPOSIT.**

**SEASONAL RESTRICTIONS APPLY - SEE SECTION 2455.**

**Pulp removal is required if yarded to landing.**

**Gate key can be obtained at the District Office.**

All yarding of "Designated Timber" Section 2210, shall be completed by May 31, 2019 (Section 2350).

Project work conducted from October 31 through April 30 shall be approved by STATE in writing.

Log hauling from October 31 to April 30 is subject to a "Loads/Day limitation during wet weather."

The information shown on the Exhibit A maps 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.**

**SALE NAME:** Happy Hen  
**COUNTY:** Lane  
**CONTRACT NO.:** 341-18-64

TIMBER SALE NAME: **Happy Hen**

TIMBER SALE NO.: **341-18-64**

OPENING DATE: **August 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:

**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** ..... \$ **265.00** per MBF  
**Western redcedar and other cedars** ..... \$ **1,115.00** per MBF  
**Red alder** ..... \$ **330.70** per MBF  
**Bigleaf maple and other hardwoods**..... \$ **150.92** per MBF

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$97,600**, 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: Happy Hen  
Date: June 22, 2017  
To: Ole Buch  
CC: Link Smith, District Sale File  
From:

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### Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls. It does not contain suitable habitat for marbled murrelets.

### Survey Results

This sale was 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 during surveys in 2015. A northern spotted owl observed once in 2016 was attributed to a known site greater than 1.5 miles from the timber sale. Survey coverage was provided by both ODF contractor surveys and PNW survey crews. Survey are continuing in 2017 to extend the felling deadline.

### Known T&E Resources

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

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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.

## **Operational Considerations**

No felling, except for felling associated with project work, shall be allowed prior to the completion of the 2017 northern spotted owl surveys.

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. After the 2017 surveys are completed, surveys will be valid until March 15, 2020.

All timber should be felled by March 15, 2020.

## **Future Survey Plans**

ODF has entered into an agreement with the U.S. Fish & Wildlife Service (USFWS) known as a Safe Harbor Agreement (SHA). This agreement allows the U.S. Geological Survey (USGS) to conduct a study on ODF managed lands which includes population reduction measures on barred owls to assess the impacts on northern spotted owls. This Contract contains sale areas within the USGS study boundary. Under this agreement, if nesting northern spotted owls are found in or within close proximity of the timber sale, the nest and surrounding area would be protected until fledglings leave the nest utilizing seasonal restrictions and other measures. In addition, ODF may take other actions including retaining and protecting trees in the immediate area of a nest tree.

Spotted owl spot check surveys for this timber sale will be required in 2018 and 2019. 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.