

**NOTICE OF TIMBER SALE**

**(Recovery – Scaled Sale)**

SALE NAME/NO.: Lost Overlook 341-19-28

AUCTION DATE/TIME: February 12, 2019, starting at 2:00 pm

AUCTION LOCATION: Astoria District Headquarters  
92219 Highway 202  
Astoria, Oregon 97103

DISTRICT/UNIT: Astoria District/Sunset Unit  
OFFICE (MAILING ADDRESS FOR BIDS): 92219 Highway 202  
Astoria, Oregon 97103

HARVEST TYPE: **Area 1:** Approximately 77 acres, removing approximately 24 MBF/acre of approximately 65 year-old western hemlock, red alder, Sitka spruce, and Douglas-fir.  
**Area 2:** Approximately 1 acre, removing approximately 24 MBF/acre of approximately 65 year-old western hemlock, red alder, Sitka spruce, and Douglas-fir.

SALE LOCATION: The timber sale area is located in portions of Section 30, T4N, R8W, W.M, and portions of Section 36, T4N, R9W, W.M., Clatsop County, Oregon

DIRECTIONS TO TIMBER SALE AREA: All access to the Timber Sale Area is on surfaced all-weather roads. The timber sale areas can be accessed via Highway 53 near Milepost 8, turn East onto North Fork Road, and travel approximately 4 miles to Sweethome Creek Road. Turn Southeast on Sweethome Creek Road and travel approximately a ½ mile to Fry Creek Road. Turn South on Fry Creek Road and travel approximately 1½ miles to the timber sale area.

**APPRAISED VOLUMES AND QUALITY:**

SPECIES	AVG DBH	TOTAL MBF	GRADES BY MBF						
			2S	3S	4S	12"+	10-12"	8-10"	6-8"
Douglas-fir	14"	30	10	13	7				
W Hem. / fir	19"	968	715	171	82				
Sitka Spruce	35"	125	117	6	2				
Red Alder	15"	717				163	204	95	255
Sale Total		1,841							

<b>MINIMUM BID:</b>	<b>BID SPECIES</b>	Western Hemlock .....	\$ 269.81 per MBF
		Red Alder .....	\$ 254.64 per MBF
	<b>NO-BID SPECIES</b>	Douglas-fir.....	\$ 391.30 per MBF
		Sitka Spruce and other conifers .....	\$ 63.64 per MBF
		Western red cedar and other cedars .....	\$ 814.64 per MBF
		Bigleaf maple and other hardwoods.....	\$ 210.43 per MBF
		Pulp.....	\$ 6.00 per TON

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$48,696 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 (\$48,696) whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE:	June 30, 2020	BID METHOD:	Sealed Bids
BID DEPOSIT:	\$41,500	SALE TYPE:	Recovery/BOF - 100% CSL - 0%

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: 100% cable-based yarding and 0% ground-based yarding.  
Area 2: 0% cable-based yarding and 100% ground-based yarding.

PROJECTS: Project No. 1: Road Construction.....\$37,214  
Project No. 2: Road Vacating and Fill Removal.....\$ 3,809

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.**

**Log haul Shall not occur on North Fork Road during any periods of rain. PURCHASER must use Cougar Mountain Road or cease log hauling.**

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

**Pulp is accounted for by the Ton, no conversion is necessary.**

**A key is available at ODF office in Astoria to access North Fork Road.**

**Gates on North Fork Road SHALL remain closed at all times unless passing through the gate in a vehicle.**

**Elevation range 400-1,100 feet.**

**See Section 2310: Felling for Early Felling deadlines.**

**Contract expiration of June 30, 2020.**

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: Lost Overlook**  
**COUNTY: Clatsop**  
**CONTRACT NO.: 341-19-28**

TIMBER SALE NAME: **Lost Overlook**

TIMBER SALE NO.: **341-19-28**

OPENING DATE: **February 12, 2019**

## 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**, sawmill grade or better,  
\_\_\_\_\_ Dollars \$ \_\_\_\_\_ per MBF.

**Red alder**, 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:

**Sitka Spruce and other conifers** ..... \$ **63.64** per MBF.  
**Douglas-fir** ..... \$ **391.30** per MBF.  
**Western red cedar and other cedars** ..... \$ **814.64** per MBF.

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of **\$41,500** 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 Update

**Project:** Lost Overlook  
**Date:** May 23, 2018  
**To:** John Tillotson  
**CC:** Dan Goody, District Sale File  
**From:**  Matt Gostin  
2018.05.25 10:35:30 -07'00'

### 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 2016 and 2017 using a protocol endorsed by the U.S. Fish and Wildlife Service<sup>1,2</sup>. An unknown *Strix* species juvenile owl was observed on one occasion in 2016. However, northern spotted owls were not observed in either year of these surveys. This sale is being covered by density surveys in 2018<sup>3</sup>. There have been no spotted owl observations to date in 2018.

Surveys for marbled murrelets were conducted in 2013, 2014, 2015 and 2016 for a portion of the sale. In all four years of surveys, one presence detection occurred in 2016. However, behaviors indicating occupancy were not observed. For the remaining portion of the sale, surveys were conducted in 2017 and are being completed in 2018. There

<sup>1</sup> Oregon Department of Forestry, November 1, 2017. 1.2, Northern Spotted Owl Policy

<sup>2</sup> USDI Fish and Wildlife Service. 2012. Protocol for surveying proposed management activities that may impact northern spotted owls. 42pp.

<sup>3</sup> Forsman, E. D. 1995. Spotted Owl Monitoring Protocols for Demographic Studies. U.S. Department of Agriculture. Pacific Northwest Research Station. Corvallis, OR. 11 pp

<sup>4</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.

have been no observations of marbled murrelets to date in 2018. These surveys are conducted using a protocol developed by the Pacific Seabird Group.

### **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.

If felling, except felling associated with project work, begins prior to September 1, 2018, northern spotted owl surveys will be valid until March 15, 2020.

If felling, except felling associated with project work, begins after September 1, 2018, northern spotted owl survey results will not expire unless density surveys are discontinued. If density surveys are discontinued at any point during the contract, survey coverage will be valid until March 15, three years following the last full season of surveys.

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

### **Future Survey Plans**

This sale will be covered by northern spotted owl density surveys during the life of the contract. These density surveys provide incidental survey coverage in lieu of spot checks. If density surveys are not conducted, then spot checks will be required. In addition, ODF has an active northern spotted owl survey program and surveys for other planned operations and density surveys will be conducted within 3 miles of this sale during the life of the contract. The second year of marbled murrelet surveys will be completed by August 5, 2018.