

NOTICE OF TIMBER SALE

Recovery Timber Sale

NAME/NO.: Cal Barr

AT-341-2019-W00728-01

AUCTION DATE/TIME: March 19, 2019, starting at 12:00 AM

AUCTION LOCATION: Astoria
 92219 HWY 202
 ASTORIA, OR 97103
 (503) 325-5451 FAX: (503) 325-2756

DISTRICT/ OFFICE (MAILING ADDRESS FOR BIDS): Astoria
 92219 HWY 202
 ASTORIA, OR 97103
 (503) 325-5451 FAX: (503) 325-2756

HARVEST TYPE: 1: 40 ac of MC, 23 MBF/Ac of 70-y/o mixed conifer and red alder.
 2: R/W, 11 ac of R/W similar to Areas 4 and 7.
 3: 12 ac of MC, 23 MBF/Ac of 70-y/o mixed conifer and red alder.
 4: 59 ac of PC, 6 MBF/Ac of 35-y/o mixed conifer.
 5: 13 ac of MC, 53 MBF/Ac of 50-y/o mixed conifer and red alder.
 6: 5 ac of PC, 15 MBF/Ac. of 50-y/o mixed conifer and red alder.
 7: 89 ac of PC, 6 MBF/Ac. of 35-y/o mixed conifer and red alder.
 8: 42 ac of MC, 71 MBF/Ac. of 30-70 y/o mixed conifer and alder.
 9: 103 ac of MC, 54 MBF/Ac. of 60-70 y/o mixed conifer.

LOCATION: Portions of Section(s) 24, 25, 26, 34, 35, 36 of T7N R8W, Section(s) 31, of T7N R7W W.M.

DIRECTIONS TO TIMBER SALE AREA: Travel east from Astoria approximately 17 miles on Highway 202 to the California Barrel Road. Turn north off Highway 202 and travel approximately 1/10 mile to Area 7.

APPRAISED VOLUMES AND QUALITY:

Conifer/Hwd	Species Group	Species	Product	AVG DBH	Grade	Volume	UOM	Diam. From	Diam. To	Length From	Length To
Conifers	Douglas-fir	Douglas-fir		17"	2 M	2732	MBF				
Conifers	Douglas-fir	Douglas-fir			3 M	733	MBF				
Conifers	Douglas-fir	Douglas-fir			4 M	249	MBF				
Conifers	Hemlock	Western Hemlock		16"	2 M	3433	MBF				
Conifers	Hemlock	Western Hemlock			3 M	1433	MBF				
Conifers	Hemlock	Western Hemlock			4 M	458	MBF				
Conifers	Spruce	Sitka Spruce		27"	2 M	658	MBF	12"	19"		
Conifers	Spruce	Sitka Spruce			3 M	174	MBF	8"	11"		
Conifers	Spruce	Sitka Spruce			4 M	35	MBF	6"	7"		
Hardwood	Red Alder	Red Alder		15"	1 M	46	MBF				
Hardwood	Red Alder	Red Alder			2 M	67	MBF				
Hardwood	Red Alder	Red Alder			3 M	41	MBF				
Hardwood	Red Alder	Red Alder			4 M	84	MBF				
Conifers	Spruce	Sitka Spruce			2 M	1094	MBF	20"			
Sale Total:						11,237	MBF				

MINIMUM BID:

Species Category	Species Group	Species	Product	Grade	Volume	Diameter From	Diameter To	Length From	Length To	Price	UOM
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Bid	Conifers	Douglas-fir	Douglas-fir	Sawlog		3714					\$354.45	MBF
Bid	Conifers	Hemlock	Western Hemlock	Sawlog		5324					\$255.40	MBF
No-Bid	Conifers	Cedar		Sawlog		0					\$864.28	MBF
No-Bid	Conifers	Conifers (Other Conifers)		Sawlog		0					\$239.28	MBF
No-Bid	Conifers	Conifers (Other Conifers)		Pulp		0					\$6.00	TON
No-Bid	Conifers	Sitka Spruce		Sawlog		1961					\$80.20	MBF
No-Bid	Hardwood	Hardwoods (Other Hardwoods)		Pulp		0					\$6.00	TON
No-Bid	Hardwood	Hardwoods (Other Hardwoods)		Sawlog		0					\$164.28	MBF
No-Bid	Hardwood	Red Alder		Sawlog		238					\$351.44	MBF

All Utility logs are set at price above, which means material will be charged at the highest rate for that species.

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$301,743.00 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 \$301,743.00 whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: 10/31/2021 **BID METHOD:** Sealed Bids
BID DEPOSIT: \$261,500.00 **SALE TYPE:** Recovery / BOF: 100.00%
CSL: 0.00%

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, 2, 3, 5, 6, 7: 100% ground-based yarding.
Area 4: 39% ground-based yarding and 61% cable yarding.
Area 9: 24% ground-based yarding and 78% cable yarding.

PROJECTS: 1 – Surface Road Construction
1a - Unsurfaced Road Construction
2 - Road Improvement
3 - Road Vacating
4 – Type F Culver upgrade

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 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 ODF 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 - SECTION 2455.

Pulp removal is required if yarded to the landing.

Gates: Simmons Field Road. Keys are available at the Astoria District Headquarters.

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 government regulatory actions.

TIMBER SALE NAME: Cal Barr

TIMBER SALE NO.: AT-341-2019-W00728-01

OPENING DATE: 03/19/2019

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

Douglas Fir, sawmill grade or better, _____
 _____ DOLLARS \$ _____ per MBF

Western Hemlock, sawmill grade or better, _____
 _____ DOLLARS \$ _____ per MBF

NO - BID SPECIES:

No-Bid	Conifers	Cedar		Sawlog		0					\$864.28	MBF
No-Bid	Conifers	Conifers (Other Conifers)		Sawlog		0					\$239.28	MBF
No-Bid	Conifers	Conifers (Other Conifers)		Pulp		0					\$6.00	TON
No-Bid	Conifers	Sitka Spruce		Sawlog		1961					\$80.20	MBF
No-Bid	Hardwood	Hardwoods (Other Hardwoods)		Pulp		0					\$6.00	TON
No-Bid	Hardwood	Hardwoods (Other Hardwoods)		Sawlog		0					\$164.28	MBF
No-Bid	Hardwood	Red Alder		Sawlog		238					\$351.44	MBF

All Utility logs are set at price above, which means material will be charged at the highest rate for that species.

Enclosed is a bid deposit as required, consisting of a _____
 in the amount of \$261,500.00 , 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. **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

PURCHASER'S STATUS

Purchaser is a corporation

Purchaser is a corporation	Check ()
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Purchaser is a corporation ☐ Check ☐ Incorporated in the State of _____

President's Name _____

Secretary's Name _____

Purchaser is: ☐ a partnership ☐ an assumed (business) name ☐ company
 ☐ an individual

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, 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: Cal Barr
Date: November 15, 2018
To: John Tillotson, John Choate
CC: Dan Goody, District Sale File
From:  Matt Gostin
2018.11.15 12:48:09 -08'00'

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls in areas 4, 5, 6, 7, 8, and 9 and marbled murrelets in areas 1, 3, 4, 5, 6, 7, 8, 9. Sale area 2 was dropped after significant observations of marbled murrelets.

Survey Results

This sale was surveyed for northern spotted owls in 2017 using a protocol endorsed by the U.S. Fish and Wildlife Service^{1,2} This sale was covered by density surveys in 2018³. Northern spotted owls were not observed in either year of these surveys.

Surveys for marbled murrelets were conducted in various years from 2016 through 2018. These surveys were conducted using a protocol developed by the Pacific Seabird

¹ Oregon Department of Forestry, November 1, 2017. 1.2, Northern Spotted Owl Policy

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

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

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.

Group. Marbled murrelets were not detected during these surveys⁴. Sale area 2 was dropped after significant observations of marbled murrelets.

Known T&E Resources

A portion of this sale is within the buffer of a Marbled Murrelet Management Area (MMMA). A Biological Assessment has been conducted. It concludes the risk of incidental take of marbled murrelets is low.

There are no northern spotted owl activity centers 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.

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 the dates below:

- Areas 1 and 3 04/01/2022
- Areas 4–6 04/01/2023
- Areas 7–9 04/01/2024

Seasonal restrictions for sale areas in the vicinity of the Leonard Road MMMA are required as detailed below:

- Slash pile burning within 0.25 miles of the Leonard Road MMMA is not allowed from April 1 through August 5 each year of the contract.
- Project work involving the use of heavy equipment for road maintenance activities on roads that are not commonly used or within 300 feet of likely nesting habitat (LNH) is restricted between April 1 and August 5, then allowed from August 6 to September 15 with daily timing restrictions each year of the contract.
- Harvest related activities within 300 feet of LNH is restricted between April 1 and August 5, then allowed from August 6 to September 15 with daily timing restrictions each year of the contract.

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.