

NOTICE OF TIMBER SALE**Recovery Timber Sale**

NAME/NO.: Jethro Toll

TL-341-2020-W00750-01

AUCTION DATE/TIME: September 17, 2019, starting at 10:00 AM

AUCTION LOCATION: Tillamook
 5005 THIRD ST
 TILLAMOOK, OR 97141-2999
 (503) 842-2545 FAX: (503) 842-3143

DISTRICT/ OFFICE (MAILING ADDRESS FOR BIDS): Tillamook
 5005 THIRD ST
 TILLAMOOK, OR 97141-2999
 (503) 842-2545 FAX: (503) 842-3143

HARVEST TYPE: Area 1 is 111 acres, Area 2 is 75 acres, Area 3 is 112 acres, and Area 4 is 89 acres.
 All areas are prescribed modified clearcut. Approximate age is 60.

LOCATION: Portions of Section(s) 5, 6 of T2S R7W, Section(s) 29, 30, 31, 32 of T1S R7W W.M., Tillamook Co., OR

DIRECTIONS TO TIMBER SALE AREA: From Tillamook ODF Headquarters head east on 3rd Street and turn right on to Trask River Road. Travel on Trask River Road for approximately 12 miles to Toll Road, turn left and travel 3/4 mile to Area 1. Continue past Area 1 to Eagle Hill Road where areas 2, 3, and 4 are located.

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	Sawlog	17"	2 M	2430	MBF				
Conifers	Douglas Fir	Douglas Fir	Sawlog		3 M	3528	MBF				
Hardwood	Red Alder	Red Alder	Sawlog	15"	CR	3044	MBF				
Conifers	Hemlock	Western Hemlock	Sawlog	16"	3 M	58	MBF				
Conifers	Spruce	Sitka Spruce	Sawlog	16"	3 M	40	MBF				
Sale Total:						9,100	MBF				

MINIMUM BID:

	Species Category	Species Group	Species	Product	Grade	Volume	Diameter From	Diameter To	Length From	Length To	Price	UOM
Bid	Conifers	Douglas Fir	Douglas Fir			5958					\$278.02	MBF
Bid	Hardwood	Red Alder	Red Alder			3044					\$168.00	MBF
No-Bid	Conifers					58					\$127.43	MBF
No-Bid	Conifers			Pulp		0					\$2.50	TON
No-Bid	Conifers	Cedar				0					\$652.02	MBF
No-Bid	Conifers	Spruce				40					\$107.49	MBF
No-Bid	Hardwood					0					\$0.00	MBF
No-Bid	Hardwood			Pulp		0					\$2.50	TON

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 \$244,910.00 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 \$244,910.00 whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: 10/31/2022 BID METHOD: Sealed Bid

BID DEPOSIT: \$193,200.00 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: Cable Yarding: 71%
Ground Yarding: 29%

PROJECTS: 1a - Construct 1 mile of rocked roads.
1b - Improve 3.4 miles of existing roads.
1c - Improve 0.3 miles of existing roads.
2 - Construct a 3,000 CY stockpile.
3 - Expand stockpile site.
4 - Seed and mulch.
5 - Rock quarry test drilling.
6 - Move-In

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 Tillamook ODF District at (503) 842-2545 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 not allowed unless otherwise approved by State.

Sale acreage was determined using GIS.

Log hauling on unsurfaced roads shall not be allowed from November 1 through April 30, unless otherwise approved in writing by STATE (Sections 2130 and 2035).

Section 1751, Mid-contract payment. In addition, and notwithstanding the above schedule, a minimum of 50 percent of the estimated bid value shall be paid on or before October 1, 2021.

Section 2015, Log Accountability 2020, Log Measurement 2030, Log Branding and Painting, and Exhibit C contain special language for pulp removal.

Snag Creation is required see Section 2335.

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: Jethro Toll

TIMBER SALE NO.: TL-341-2020-W00750-01

OPENING DATE: 09/17/2019

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

Red Alder, sawmill grade or better, _____
 _____ DOLLARS \$ _____ per MBF

NO - BID SPECIES:

No-Bid	Conifers				58					\$127.43	MBF
No-Bid	Conifers			Pulp	0					\$2.50	TON
No-Bid	Conifers	Cedar			0					\$652.02	MBF
No-Bid	Conifers	Spruce			40					\$107.49	MBF
No-Bid	Hardwood				0					\$0.00	MBF
No-Bid	Hardwood			Pulp	0					\$2.50	TON

Enclosed is a bid deposit as required, consisting of a _____ in the amount of \$193,200.00, 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 _____

(Signature of Authorized Official & Title)

COMPLETE PURCHASER'S 2

PURCHASER'S STATUS

Purchaser is a corporation	Check ()	Incorporated in the State of
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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: Jethro Toll
Date: June 10, 2019
To: Nick Stumpf
CC: Kate Skinner, District Sale File
From:  2019.06.10 10:00:37
-07'00'

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls in all areas. By ODF policy, operational marbled murrelet surveys are not required.

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. This sale will be covered by ongoing density surveys in 2019 and beyond. Northern spotted owls have not been observed during these surveys to date.

Known T&E Resources

There are no northern spotted owl activity centers affecting this sale.

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

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.

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.