

NOTICE OF TIMBER SALE

Recovery – Scaled Sale

SALE NAME/NO.: North Lobster GNA CS-341-2022-GF8518-01

AUCTION DATE/TIME: June 15, 2022, starting at 2:00 PM.

AUCTION LOCATION: ODF office, Coos Bay, Oregon

DISTRICT/UNIT Oregon Department of Forestry

OFFICE (MAILING 63612 Fifth Road

ADDRESS FOR BIDS): Coos Bay, OR 97420

541-267-4136

HARVEST TYPE: 269 acres, Partial Cut.

SALE LOCATION: Portions of Sections 4, 5, 8, 9, 16, 17, and 21, Township 34S R13W, Willamette Meridian, Curry County Oregon.

DIRECTIONS TO TIMBER SALE AREA: From Port Orford, proceed 3 miles north on Highway 101, turn right (east) onto Elk River Road. Proceed 14.8 miles on Elk River Road, turn right (south) onto USFS 5502 road for 11.1 miles until the 220 spur. Proceed south on the 220 road for 0.6 mile until you enter Area 1. The 223 road into Area 2, and 226 road through Area 2 is drivable. As of March 2022, the 220 is open to passenger vehicles shy of point P. Most spur roads are very brushy, though the 220 from point O to point V is accessible by ATV.

APPRAISED VOLUMES AND QUALITY:

SPECIES	AVG DBH	TOTAL TONS	GRADES BY TON										
			3P	P	SM	1S	2S	3S	4S	5S	6S	CR	PLP
Douglas-fir	12	17,582					340	9,709	7,533				
Sale Total		17,582					340	9,709	7,533				

MINIMUM BID:	BID SPECIES	Douglas-fir	\$ 19.17 per Ton
	NO-BID SPECIES	Other Conifer.....	\$ 6.42 per Ton
		Cedars.....	\$ 26.22 per Ton
		Hardwoods.....	\$ 19.46 per Ton
		Conifer and Hardwood Pulp.....	\$ 0.25 per Ton

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$230,279 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 (\$230,279) whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: March 31, 2026 BID METHOD: Sealed Bids

BID DEPOSIT: \$11,300 SALE TYPE: Recovery/Good Neighbor Authority (USFS)

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: Ground Based (24%) and Cable Logging (76%)

PROJECTS: Project No. 1. Road and Landing Improvement (primary haul route 5502 rd.)
Project No. 2. Road Improvement (alternate/optional haul route 3402 rd.)
Project No. 3. Retaining wall construction

FEES: None

COMPLIANCE STATEMENT: Purchasers are required to comply with all Federal and state laws, including but not limited to the Forest and Rangeland Renewable Resources Planning Act of 1974 (88 Stat. 476 et seq.) as amended by the National Forest Management Act of 1976, (90 Stat. 2949 et seq.; 16 U.S.C. 1601-1614) (NFMA); the Endangered Species Act of 1973 (16 USC 1531, et seq.) (ESA); and the National Environmental Policy Act of 1969, 42 USC 4321-4347 (NEPA). Purchaser should take steps to be certain that Purchaser's operations comply with all Federal and state laws. During the contract term, ODF may modify, suspend or terminate the Contract to prevent environmental degradation or resource damage; to ensure consistency with land and resource management plans, terms and conditions in Incidental Take Statements prepared under the ESA, or documents prepared pursuant to the NEPA; to conduct environmental analysis; or to address issues raised in administrative appeals or in anticipated or pending litigation, protect the interests of the State and U.S. Forest Service, including contract alteration, suspension, or termination. Prospective purchasers are encouraged to contact the Southwest Oregon District at (541) 474-3152 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.

Extension of this contract is possible only if the Master agreement between ODF and USFS is extended beyond March 31, 2026 (Section 1530).

Log hauling on unsurfaced roads and ground based logging shall occur during dry conditions from June 1st through October 31st unless otherwise approved in writing by State. Additional restrictions apply to hauling down the 3402 and up the 220 (Section 2035).

Low Stocking Areas identified on maps do not contain suitable stocking to be commercially thinnable. If Purchaser determines adequate stocking exists within Low Stocking Areas, Purchaser may commercially thin in those areas while adhering to all other specifications in this contract. (Section 2320 (e)).

Cut and Leave trees have not been marked. Fallers will be provided wedge prisms by State and taught how to estimate Basal Area through sample plots and estimated tree spacing (Section 2320).

Patch cuts of ¼ acre are prescribed (Section 2320 (e))

The 220 road to point R is a Fire Management Area, requiring endhaul of tree tops (Section 2320 (f)).

Subsoiling is required on temporary roads and landings (Section 2365).

Area 7 is adjacent to uninfected populations of Port Orford Cedar. In order to minimize risk of introducing *Phytophthora lateralis*, special restrictions are applied to seasonal operating and vehicle washing (Section 2416).

Seasonal restrictions apply in areas identified as MaMu Seasonal Restrictions and NSO Seasonal Restrictions on timber sale maps (Section 2455).

Project and appraisal costs are estimates and will not be adjusted for actual purchaser costs. Purchasers should seek due diligence in obtaining actual costs and adjust their bids accordingly.

Pulp removal is optional

40% of the sale net proceeds are due on May 7, 2024.

See inside front cover of Timber Sale Schedule handbook for disclaimer regarding all governmental regulatory actions. The handbook can be accessed online at:
<http://www.oregon.gov/ODF/Working/pages/TimberSales.aspx>

SALE NAME:	North Lobster GNA
COUNTY:	Curry
CONTRACT NO.:	CS-341-2022-GF8518-01

TIMBER SALE NAME: **North Lobster GNA**

TIMBER SALE NO.: **CS-341-2022-GF8518-01**

OPENING DATE: **June 15, 2022**

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 Ton
(TOTAL PRICE).

Minimum grades and volumes for bid species are stated in the timber sale prospectus.

No-bid species will remain as shown:

Other Conifer	\$ 6.42 per Ton
Hardwoods.....	\$19.46 per Ton
Cedars.....	\$26.22 per Ton
Pulp Conifer and hardwood pulp	\$ 0.25 per Ton

Enclosed is a bid deposit as required, consisting of a _____ in the amount of **\$11,300** 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 FEDERAL TIMBER**

_____ hereby certifies that they:

EXPORT

- (a) Are in compliance with applicable prohibitions against export and substitution prescribed in the Forest Resources Conservation and Shortage Relief Act of 1990, as amended (16 USC 620, *et seq.*)
- (b) Will not directly or indirectly export the unprocessed State timber as defined in OAR 629-031-0020 which is the subject of this transaction.
- (c) 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).
- (d) 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.
- (e) 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.
- (f) 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.

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) Is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from timber sales (covered transactions) by any Federal department or agency.
- (d) If (b) or (c) 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.]