

**NOTICE OF TIMBER SALE****Recovery Timber Sale**

NAME/NO.: BD Power

FG-341-2023-W00942-01

AUCTION DATE/TIME: January 20, 2023, starting at 2:00 PM

AUCTION LOCATION: Forest Grove  
 801 GALES CRK RD  
 FOREST GROVE, OR 97116-1199  
 (503) 357-2191 FAX: (503) 357-4548

DISTRICT/ OFFICE (MAILING ADDRESS FOR BIDS): Forest Grove  
 801 GALES CRK RD  
 FOREST GROVE, OR 97116-1199  
 (503) 357-2191 FAX: (503) 357-4548

HARVEST TYPE: 105-acre Modified Clearcut of a 63 to 69-year-old stand of Douglas-fir with minor components of noble fir, western hemlock, and red alder.

LOCATION: Portions of Section(s) 2, 3, 11 of T1N R6W W.M, Tillamook Co., Oregon

**DIRECTIONS TO  
TIMBER**

SALE AREA: All access to the Timber Sale Area is on surfaced all-weather roads. From Forest Grove, travel 7 miles west on Highway 8 to its intersection with Highway 6. Turn left onto Highway 6 and proceed for approximately 10 miles to Beaverdam Road. Turn left onto Beaverdam Road and proceed for 5 miles to BD5 Road. Turn right onto BD5 Road and proceed for 0.7 miles to access the eastern portion of the Timber Sale Area.

**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		21"	2 M	2442	MBF				
Conifers	Douglas-fir	Douglas-fir			3 M	559	MBF				
Conifers	Douglas-fir	Douglas-fir			4 M	68	MBF				
Conifers	Western hemlock	Western hemlock		26"	2 M	359	MBF				
Conifers	Western hemlock	Western hemlock			3 M	48	MBF				
Conifers	Western hemlock	Western hemlock			4 M	6	MBF				
Conifers	Noble Fir	Noble Fir		30"	2 M	330	MBF				
Conifers	Noble Fir	Noble Fir			3 M	34	MBF				
Conifers	Noble Fir	Noble Fir			4 M	3	MBF				
Hardwood	Red alder	Red alder		15"	CR	27	MBF				
Sale Total:						3,876	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			3069					\$572.54	MBF
No-Bid	Conifers					780					\$236.57	MBF
No-Bid	Conifers			Utility	PC	0					\$30.00	MBF
No-Bid	Conifers			Utility	SC	0					\$30.00	MBF
No-Bid	Conifers	Cedar				0					\$950.12	MBF
No-Bid	Hardwood					27					\$174.21	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 \$129,925.00 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 \$129,925.00 whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: 10/31/2025 BID METHOD: Sealed Bids

BID DEPOSIT: \$181,400.00 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: The Timber Sale Area is 63% cable-based yarding and 37% ground-based yarding.

PROJECTS: 1 - Road Improvement  
2 - Fish Passage Structure

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 Forest Grove ODF District at (503) 357-2191 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.  
Total Credits for Project Work Costs have been adjusted on the Project Costs Summary Sheet to add an Additional 10% Fuel Allowance.

Fuel Cost Allowance in Appraisal increased from \$3.00/GAL to \$5.00/GAL.  
Hauling Cost Allowance in Appraisal increased from \$950/DAY to \$1,200/DAY.  
In-Unit piles greater than 9 feet by 9 feet by 9 feet also require plastic inserted (Exhibit K).  
20 acres of slash treatment is required (Section 2560).  
Equipment Cleaning required (Section 2416).  
Elevation ranges from 1,700 to 1,860 feet.  
Slopes range from 5% to 80%.  
Acres were determined using ESRI ArcGIS Pro software.

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: **BD Power**TIMBER SALE NO.: **FG-341-2023-W00942-01**OPENING DATE: **January 20, 2023****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

**NO - BID SPECIES:**

No-Bid	Conifers					780					\$236.57	MBF
No-Bid	Conifers			Utility	PC	0					\$30.00	MBF
No-Bid	Conifers			Utility	SC	0					\$30.00	MBF
No-Bid	Conifers	Cedar				0					\$950.12	MBF
No-Bid	Hardwood					27					\$174.21	MBF

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of \$181,400.00, 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 &amp; Title)

COMPLETE PURCHASER'S STATUS ON NEXT  
PAGE

**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) 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"

## Updated Biological Survey Report

**Project:** BD Power  
**Date:** November 4, 2022  
**To:** Jeff Peck  
**CC:** Mike Cafferata, District Sale File  
**From:** Michael Davis

Digitally signed by Michael  
Davis  
Date: 2022.11.04 08:33:11  
-07'00'

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### Habitat Suitability

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

### Survey Results

This sale was covered by spotted owl density surveys in 2021 and 2022 <sup>1,2,3</sup>. These density surveys are ongoing and are planned to be conducted during the life of this contract.

Marbled murrelet surveys are not required for this sale.

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<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

## **Known T&E Resources**

There are no Marbled Murrelet Management Areas or spotted owl activity centers 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.

## **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 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.