

# NOTICE OF TIMBER SALE

Recovery Timber Sale

NAME/NO.: Triple Crown FG-341-2024-W00950-01

AUCTION DATE/TIME: January 23, 2024, 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: The Timber Sale Area is 141 acres, comprised of three modified clearcut Units, consisting mainly of 87 to 95-year-old stands of Douglas-fir. Unit 1 is 61 acres, Unit 2 is 71 acres, and Unit 3 is 9 acres.

LOCATION: Portions of Section(s) 22, 23, 25, 26 of T3N R6W W.M., Tillamook County, Oregon.

DIRECTIONS TO TIMBER SALE AREA: All access to the Timber Sale Area is on surfaced all-weather roads. From Forest Grove, travel north on Highway 47 through Banks, then merge onto Highway 26. Continue on Highway 26 westbound for approximately 11.5 miles to Timber Road. Turn left onto Timber Road and proceed south for approximately 3 miles to Cochran Road. Turn right onto Cochran Road and continue for 4.4 miles to Derby Creek Road. Turn right onto Derby Creek Road and proceed 2 miles to enter the eastern portion of Unit 3. Continue on Derby Creek Road an additional 1.3 miles to enter the eastern portion of Unit 2. Continue on Derby Creek Road an additional 0.7 miles to enter the southern portion of Unit 1. Note: Directions to the timber sale was altered to reflect the closure of Timber Road, south of the town of Timber, through 2023.

**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		26"	2 M	5484	MBF				
Conifers	Douglas-fir	Douglas-fir			3 M	704	MBF				
Conifers	Douglas-fir	Douglas-fir			4 M	73	MBF				
Conifers	Noble Fir	Noble Fir		30"	2 M	324	MBF				
Conifers	Noble Fir	Noble Fir			3 M	16	MBF				
Conifers	Noble Fir	Noble Fir			4 M	2	MBF				
Conifers	Western hemlock	Western hemlock		30"	2 M	159	MBF				
Conifers	Western hemlock	Western hemlock			3 M	6	MBF				
Conifers	Western hemlock	Western hemlock			4 M	3	MBF				
Sale Total:						6,771	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			6261					\$473.59	MBF
No-Bid	Conifers					510					\$180.72	MBF
No-Bid	Conifers			Utility	SC	0					\$30.00	MBF

No-Bid	Conifers			Utility	PC	0					\$30.00	MBF
No-Bid	Conifers	Cedar				0					\$859.29	MBF
No-Bid	Hardwood					0					\$192.29	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 \$115,000.00 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 \$115,000.00 whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: 5/31/2027 BID METHOD: Sealed Bids

BID DEPOSIT: \$293,900.00 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: Unit 1 is 70% ground-based yarding and 30% cable-based yarding. Unit 2 is 90% ground-based yarding and 10% cable-based yarding. Unit 3 is 100% ground-based yarding. Unit 3 is 67% ground-based yarding and 33% cable-based yarding.

PROJECTS:  
1 - New Road Construction  
2 - Road Improvement, Rock Replacement & Maintenance  
3 - Road Vacating

FEES: None.

ENDANGERED SPECIES ACT COMPLIANCE STATEMENT: Purchasers are required to comply with all federal and state laws, including but not limited to the federal and State Endangered Species Act.

The Oregon Department of Forestry (ODF) is engaged in an active threatened and endangered (T&E) species survey program. ODF Surveys its lands on a continuing basis for land management, species protection, research, and other reasons. Surveying efforts may take place in the Timber Sale Area anytime during the term of the Contract. Purchaser acknowledges that T&E survey work or the discovery of a threatened or endangered species within or in the vicinity of a timber sale may affect PURCHASER's Operations under the Contract, and PURCHASER agrees to cooperate with STATE's survey work and other activities designed to identify and protect T&E species. In the event any T&E species is found within or in the vicinity of the Area(s) of Operations, or the State otherwise deems it necessary or expedient to take action in response to any pending or threatened legal action concerning State forest land or any T&E species, PURCHASER agrees that STATE may take steps to protect the interests of the State, including imposing restrictions on PURCHASER's Operations under the Contract to prevent disturbance to T&E species, including Contract modification, suspension, or termination.

PURCHASER also acknowledges that at some point during the Contract term, the STATE may also become subject to terms and conditions of Incidental Take Permits issued by the federal government covering State forest lands. PURCHASER agrees that any Operations that occur following issuance of an Incidental Take Permit, if any, must be carried out consistent with such terms and conditions that include required minimization and mitigation measures proposed in the applicable Habitat Conservation Plan, and PURCHASER further agrees that STATE may take steps to protect the interest of the State, including imposing restrictions on PURCHASER's Operations under the Contract to ensure such compliance, including Contract modification, 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.**

In-Unit piles greater than 9 feet by 9 feet by 9 feet also require plastic inserted (Exhibit J).

Equipment washing is required (Section 2416).

50 Acres Slash Disposal required (Section 2560).

Elevation range from 1,475 to 2,500 feet.

Slopes range from 5% to 75%.

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: **Triple Crown**

TIMBER SALE NO.: **FG-341-2024-W00950-01**

OPENING DATE: **January 23, 2024**

## 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					510					\$180.72	MBF
No-Bid	Conifers			Utility	SC	0					\$30.00	MBF
No-Bid	Conifers			Utility	PC	0					\$30.00	MBF
No-Bid	Conifers	Cedar				0					\$859.29	MBF
No-Bid	Hardwood					0					\$192.29	MBF

Enclosed is a bid deposit as required, consisting of a \_\_\_\_\_ in the amount of \$293,900.00, 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 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

Tina Kotek, Governor

Department of Forestry  
State Forester's Office  
2600 State St  
Salem, OR 97310-0340  
503-945-7200  
www.oregon.gov/ODF



"STEWARDSHIP IN  
FORESTRY"

## Biological Survey Report

**Project:** Triple Crown  
**Date:** November 20, 2023  
**To:** Jeff Peck  
**CC:** Mike Cafferata, District Sale File  
**From:** Michael Davis

Digitally signed by  
Michael Davis  
Date: 2023.11.20  
09:42:14 -08'00'

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### Habitat Suitability

There is potentially suitable habitat for northern spotted owls within Units 1-3. There is no potentially suitable habitat for marbled murrelets within Units 1-3.

### Survey Results

This sale has been covered by density surveys starting in 2016<sup>1,2,3</sup>. These density surveys are ongoing and are planned to be conducted during the life of this contract. Northern spotted owls have not been observed within 1.5 miles of this sale during these surveys.

Marbled murrelet surveys were not required for this sale.

### Known T&E Resources

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

## **Operational Considerations**

This sale is in a density survey coverage area. Northern spotted owl felling deadlines for survey expirations will not be in effect 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 northern spotted owl density surveys will be conducted within 3 miles of this sale during the life of the contract.