

NOTICE OF TIMBER SALE

Recovery Timber Sale

NAME/NO.: Silver Top

WL-341-2021-W00676-01

AUCTION DATE/TIME: June 17, 2021, starting at 10:00 AM

AUCTION LOCATION: Western Lane
 87950 TERRITORIAL HWY
 VENETA, OR 97487-0157
 (541) 935-2283 FAX: (541) 935-0731

DISTRICT/ OFFICE (MAILING ADDRESS FOR BIDS): Western Lane
 87950 TERRITORIAL HWY
 VENETA, OR 97487-0157
 (541) 935-2283 FAX: (541) 935-0731

HARVEST TYPE: Area 1: 91 acres of modified clearcut, removing approximately 34MBF/acre of 56-year-old timber.

LOCATION: Portions of Section(s) 6 of T24S R10W W.M., Coos Co., Oregon

DIRECTIONS TO TIMBER SALE AREA: Beginning from the town of Allegany, 15 miles East of Coos Bay, continue East on Hwy 241 for approximately 0.7 miles and make a left onto Elk Ridge Road/ Marlow Creek Road. Follow Elk Ridge Road for approximately 6.9 miles to Timber Sale vicinity.

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	18"		16946	TON				
Conifers	Western hemlock	Western hemlock	Sawlog	19"		5800	TON				
Hardwood	Red alder	Red alder	Sawlog	13"		760	TON				
Sale Total:						23,506	TON				

MINIMUM BID:

	Species Category	Species Group	Species	Product	Grade	Volume TON	Diameter From	Diameter To	Length From	Length To	Price	UOM
Bid	Conifers	Douglas-fir	Douglas-fir			16946					\$41.90	TON
No-Bid	Conifers					5800					\$16.71	TON
No-Bid	Conifers			Pulp		0					\$2.50	TON
No-Bid	Conifers	Cedar				0					\$75.22	TON
No-Bid	Hardwood					0					\$0.00	TON
No-Bid	Hardwood			Pulp		0					\$2.50	TON
No-Bid	Hardwood	Red alder				760					\$26.59	TON

In order to compensate PURCHASER for Project Work, ODF will credit PURCHASER's timber account in the amount of \$38,569.50 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 \$38,569.50 whichever is greater, not to exceed \$500,000. Actual bond amount will be rounded up to an even \$1,000 unit.

EXPIRATION DATE: 10/31/2023

BID METHOD: Sealed Bids

BID DEPOSIT: \$78,700.00 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: 85% Cable Logging & 15% Ground-based Logging

PROJECTS: 1 - Road Brushing
2 - Construct and Compact sub-grades, Road Improvements and Culverts
3 - Move-In

FEES: Weyerhaeuser Gate Installation Fee: \$4,000

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 Western Lane ODF District at (541) 935-2283 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 (Section 2045).

No felling, except felling associated with project work is allowed until 2021 northern spotted owl surveys have been completed on or before August 31, 2021. If felling does occur before this date contract expiration date will be changed to 10/31/2022

Chain saw use shall not be allowed from April 1 through August 5 within the Chainsaw Restricted Area. Furthermore, daily timing restrictions shall be in effect from August 6 through September 15 within the Chainsaw Restricted Area during which Non-Project Road and Landing Operations may be allowed from no earlier than two hours after sunrise until no later than two hours before sunset.

Log hauling shall not be allowed from October 31 through April 30, unless otherwise approved by STATE (Section 2035).

Cedar are reserved species.

1001 Cu. Yds. of surface replacement rock shall be placed on Elk Ridge Road after hauling is complete. Rock shall be placed as spot rock, in locations determined by STATE.

Weyerhaeuser will install gate at Point A.

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: **Silver Top**
 TIMBER SALE NO.: **WL-341-2021-W00676-01**
 OPENING DATE: **June 17, 2021**

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

NO - BID SPECIES:

No-Bid	Conifers				5800					\$16.71	TON
No-Bid	Conifers			Pulp	0					\$2.50	TON
No-Bid	Conifers	Cedar			0					\$75.22	TON
No-Bid	Hardwood				0					\$0.00	TON
No-Bid	Hardwood			Pulp	0					\$2.50	TON
No-Bid	Hardwood	Red alder			760					\$26.59	TON

Enclosed is a bid deposit as required, consisting of a _____ in the amount of \$78,700.00, 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

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: Silver Top
Date: April 1, 2021
To: Ole Buch
CC: Link Smith, District Sale File
From: Michael Davis

Digitally signed by Michael
Davis
Date: 2021.04.02 10:51:31
-07'00'

Habitat Suitability

This sale contains potentially suitable habitat for northern spotted owls and marbled murrelets.

Survey Results

This sale was surveyed for northern spotted owls in 2019 and 2020, using a protocol endorsed by the U.S. Fish and Wildlife Service^{1,2}. Northern spotted owls were not observed during these surveys. Spotted owl surveys will be conducted in 2021 to extend the contract felling date.

This sale was surveyed for marbled murrelets in 2018 and 2019, using a protocol developed by the Pacific Seabird Group³. Marbled murrelets were not detected during these surveys.

¹ USDI Fish and Wildlife Service. 2012. Protocol for surveying proposed management activities that may impact northern spotted owls. 42pp.

² Oregon Department of Forestry, November 1, 2017. 1.2, Northern Spotted Owl Policy

³ 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.

Known T&E Resources

There are no northern spotted owl activity centers or Marbled Murrelet Management Areas (MMMA's) affecting this sale.

Operational Considerations

No felling, except felling associated with project work, is allowed until the completion of northern spotted owl surveys on or before August 31, 2021.

Due to the presence of barred owls, felling restrictions for spotted owl spot check surveys are not required for this sale.

Current northern spotted owl survey results are valid until March 15, 2023. After the 2021 surveys have been completed, survey results will be valid until March 15, 2024.

Marbled murrelet surveys are valid until April 1, 2025.

All timber should be felled by March 15, 2024.

Future Survey Plans

Spotted owl surveys will continue in 2021 to extend the contract felling date. Spotted owl spot check surveys for this timber sale will be required for two consecutive years following the completion of operational surveys. In addition, ODF will be conducting operational, and/or activity center monitoring surveys for northern spotted owls within 3 miles of this sale during the duration of the contract.