

This advertisement includes:

1. Timothy Ridge Commercial Thinning 1247 C

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
777 NW Garden Valley Blvd.
Roseburg, Oregon 97470

April 30, 2002

TIMBER SALE NOTICE

NOTICE IS HEREBY GIVEN that the Bureau of Land Management will re-offer for sale timber as described herein for oral auction, pursuant to Instructions to Bidders, as stated on Form No. 5440-9 and subject to Notice of Requirement for Certification of Nonsegregated Facilities, Form No. 1140-4, attached. Written and oral bids will be received by the District Manager, or his representative, at 777 NW Garden Valley Blvd., Roseburg, Oregon 97470. The timber sale will commence at 10:00 a.m., on Tuesday, May 28, 2002.

AN ENVIRONMENTAL ASSESSMENT was prepared for this sale, and a Finding of No Significant Impact has been documented. These documents are available for inspection as background for this sale at the Roseburg District Office.

THIS TIMBER SALE NOTICE does not constitute the decision document for purposes of protest and appeal of a forest management decision. Consistent with 43 CFR Subpart 5003-Administrative Remedies, the notice of a timber sale, when published as a legal ad in a newspaper of general circulation, shall constitute the decision document for purposes of protest and appeal. Timothy Ridge Commercial Thinning was initially advertised on March 26 and April 2, 2002, and offered on April 23, 2002. At the time of initial offering the sale was withdrawn from auction based on the discovery of a technical error in the SBA qualification requirements cited in the Timber Sale Notice and Prospectus. A subsequent determination was made to re-offer the sale on May 28, 2002. With regard to Timothy Ridge Commercial Thinning, there have been no changes in the project as designed and analyzed, nor in any of the issues on which a final decision was made at the time of first offering. This offering is simply an extension of the original bidding process. Subsequently, the invitation to file a protest does not apply. The doctrine of administrative finality precludes review of issues that could have been reviewed at the time of first offering but were not, and of issues on which a final decision was made at the time of the first offering.

A WRITTEN BID on Form No. 5440-9 at no less than the appraised price on a unit basis per species and the required minimum bid deposit shall be required to participate in oral bidding for each tract. Since bidding on minor species usually has little effect on the final outcome of a sale and can be disruptive to the bidding process, BLM will accept bids over appraised price for Douglas-fir only.

APPRAISED PRICES are determined by analytical appraisal methods unless otherwise noted on individual timber sale notices.

FOR SET-ASIDE TRACTS, the bidder must not have been determined by the Small Business Administration to be ineligible for preferential award of set-aside sales and must accompany his deposit with a self-certification statement that he is qualified as a small business concern as defined by the Small Business Administration in its regulations, Title 13, Chapter I, Part 121 as amended, of the Code of Federal Regulations. Form No. 5430-1, Self Certification Statement, and SBA Form 723, Small Business Certification Required on All Preferential Sales of Set-Aside Timber, are attached hereto.

THE SUCCESSFUL BIDDER, as a condition of award, will be required to complete and/or sign the following forms:

1. Form No. 1140-6, a certification that the bid was arrived at by the bidder or offeror independently, and was tendered without collusion with any other bidder or offeror.
2. Form No. 1140-7, Equal Opportunity Affirmative Action Program Representation, for all contracts over \$10,000.
3. Form No. 1140-8, Equal Opportunity Compliance Report Certification.
4. Form No. 5450-17, Export Determination.

PRE-AWARD QUALIFICATIONS. The high bidder may be required to furnish information to determine the ability to perform the obligations of the contract. If the high bidder is determined not qualified, responsible or refuses to respond within fifteen (15) days of a request for information pertaining to qualifications, the contract may be offered and awarded for the amount of the high bid to the highest of the bidders who is qualified, responsible, and willing to accept the contract.

A PERFORMANCE BOND in an amount not less than twenty (20) percent of the total purchase price will be required for all contracts of \$2,500 or more, but the amount of the bond shall not be in excess of \$500,000, except when the Purchaser opts to increase the minimum bond as provided in 43 CFR 5451.2. A minimum performance bond of not less than \$500 will be required for all installment contracts less than \$2,500.

LOG EXPORT AND SUBSTITUTION. All timber sales shall be subject to the restrictions relating to the export and substitution of unprocessed timber from the United States in accordance with P.L. 94-165 and 43 CFR 5400 and 5420, as amended.

ADDITIONAL INFORMATION concerning each timber sale tract described herein is available at the above District Office. A copy of the timber sale contract is also available for inspection at the District Office.

THE VOLUMES LISTED herein are estimates only, based on 16-foot taper breaks, which must be taken into consideration if comparisons are made with volume predictions based on other standards. The volumes based on 32-foot taper breaks are shown for comparison purposes. No sale shall be made for less than the total purchase price, without regard to the amount bid per unit, even though quantity of timber actually cut or removed or designated for taking is more or less than the estimated volume or quantity so listed.

INSTALLMENT PAYMENTS may be authorized for sales of \$500 or more. Required installments will be determined by BLM. For sales under \$500,000, installments will not be less than ten (10) percent of the total purchase price. For sales of \$500,000 or more, installment payments shall be \$50,000.

Attachments:

Form No. 1140-4 Notice of Requirement for Certification of Nonsegregated Facilities

Form No. 1140-6 Independent Price Determination Certificate

Form No. 5430-1 Self Certification Clause

Form No. 5440-9 Deposit and Bid for Timber/Vegetative Resource

Form No. 5450-17 Export Determination

SBA Form 723, Small Business Certification Required on All Preferential Sales of Set-Aside Timber

SBA SET-ASIDE SALE

(2) ROSEBURG SALE NO. 02-05, **Timothy Ridge Commercial Thinning** Sale Date: May 28, 2002
DOUGLAS COUNTY, OREGON: O&C: ORAL AUCTION: Bid Deposit Required: \$13,200.00

All timber designated for cutting on: Lots 3 & 4, Section 17, T. 24 S., R. 3 W., W.M.

<u>Approx. Number Merch. Trees</u>	<u>Est. Vol. MBF 32' Log</u>	<u>Est. Vol. C Cu. Ft.</u>	<u>Species</u>	<u>Est. Vol. MBF 16' Log</u>	<u>Appraised Price Per CCF</u>	<u>Est. Vol. times Appraised Price</u>
4,037	494	1,150	Douglas-fir	615	\$ 110.15	\$126,672.50
13	1	2	Grand Fir	1	\$ 65.50	\$ 131.00
444	39	92	Western Hemlock	49	\$ 43.95	\$ 4,043.40
<u>29</u>	<u>1</u>	<u>3</u>	Western Red Cedar	<u>1</u>	\$ 95.50	<u>\$ 286.50</u>
4,523	535	1,247		666		\$131,133.40

THIS IS A TIMBER SALE SET-ASIDE FOR PREFERENTIAL BIDDING BY SMALL BUSINESS CONCERNS HAVING 500 OR FEWER EMPLOYEES AS DEFINED BY THE SMALL BUSINESS ADMINISTRATION.

CRUISE INFORMATION

Thinning

The thinning volume estimates were based on a diameter-total height volume table. Average tree is 12 inches D.B.H.O.B.

100% Cruise

The timber volumes were based on 100% cruise using form class tables for estimating board foot volume of trees in 16 foot logs.

A total of approximately 175 trees which are considered unmerchantable are designated for cutting. With respect to merchantable trees of all species: the average tree is 12 inches D.B.H.O.B., the average log contains 42 bd. Ft., the total gross volume is approximately 691 M bd. Ft., or 1,287 C cu. ft. and 97% recovery is expected.

CUTTING AREA: A right-of-way of 1 acre must be clearcut and 45 acres are to be partially cut.

TIMBER ACREAGE: Area 1: 45 acres
R/W: 1 acre

ACCESS: Access to the sale area is provided by Government controlled roads. A road use fee of \$2,084.58 will be required.

LOCKED GATE: A locked gate is on Road No. 24-3-21.0. See BLM receptionist for key.

DIRECTIONS TO SALE AREA: From Roseburg drive north on Interstate 5 to exit 136, Sutherlin. Turn right and follow County Road 19 east approximately 14 miles to it's end and junction with the 24-3-21.0 road at the locked gate. Follow the Exhibit "D" map to the sale area.

ROAD MAINTENANCE: Maintenance and rockwear fees of \$1,494.90 will be required to be paid to the BLM. Maintenance and rockwear fees required to be paid to Weyerhaeuser will be at the same rate per mile per MBF as the BLM charges at time of haul. \$1,127.01 was used in the appraisal.

ROAD CONSTRUCTION: Estimates include construction of the following types of roads: 12.15 stations of 16 foot subgrade plus ditch; 93.46 stations of road renovation of 16 foot subgrade plus ditch. Contract qualifies for SBA road loan assistance.

DURATION OF CONTRACT will be 24 months for cutting and removal of timber. The contract will contain SPECIAL PROVISIONS regarding: Logging, environmental protection, road construction, road renovation, road use, road maintenance, fire protection, slash disposal, log exporting and nonsegregated facilities. Log scaling may be required under the terms of this contract.

NOTES

1. A new Special Provision has been added to the contract which enables the Contracting Officer to suspend the contract to facilitate protection of certain plant or animal species, and/or to modify or terminate the contract when necessary to comply with the Endangered Species Act, or; comply with a court order, or; protect species which were identified for protection through survey and manage and/or protection buffer standards and guidelines established in the ROD and RMP. This contract provision limits the liability of the Government to the actual costs incurred by the Purchaser which have not been amortized by timber removed from the contract area.
2. There is a locked gate on the 24-3-21.0 road. Keys may be obtained from the BLM receptionist.
3. The commercial thinning harvest area contains the following areas: forty-five (45) acres of cable yarding; and approximately one (1) acre of right-of-way cutting. Yarding areas are shown on Exhibit "A". Timber haul routes are shown on Exhibit "D".
4. In the cable yarding area, varying numbers of retention trees will necessitate lateral yarding and frequent skyline respooling. The Authorized Officer will need to be advised when any retention trees are damaged in falling or yarding, or need to be cut for yarding corridors or felled for safety purposes.

5. Directional falling away from or parallel to property lines, unit boundaries, roads, retention tree clumps, and snags is required. Directional falling away from or parallel to reserve areas is required for all trees cut within one hundred (100) feet of same.
6. One-end suspension is required in the cable yarding area. Cable yarding will not be permitted in or through reserve or riparian areas. Falling and yarding are restricted from April 15 to July 15 to prevent damage from bark slippage in the retention trees. Some downhill yarding will be necessary in the northwest portion of the harvest area.
7. Minor and incidental ground-based yarding may be permitted in limited portions of the cable yarding area, with seasonal restrictions. Ground-based yarding, the locations involved and the equipment used must be approved by the Authorized Officer.
8. Approximately 12.15 stations of unsurfaced temporary road will be constructed and decommissioned. There are seasonal restrictions on all new road construction and hauling on unsurfaced roads between October 15 and May 15. Unsurfaced temporary roads used for more than a single operating season or which must overwinter prior to decommissioning will be winterized.