

Advertising Dates: February 26, 2009 and March 5, 2009

TIMBER FOR SALE, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT, ORAL AUCTION as hereinafter designated will be received by the District Manager, Bureau of Land Management at the COOS BAY DISTRICT OFFICE, 1300 Airport Lane, North Bend, Oregon 97459-2000, on Friday March 27, 2009, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, the conditions of sale and submission of bids, including the appraised price per species, should be obtained from the above District Manager. The right is hereby reserved to waive technical defects in this advertisement and to reject any or all bids. The United States reserves the right to waive any informality in bids received whenever such waiver is in the interest of the United States. Environmental Assessment No. OR128-03-24 Brummit Creek Density Management and Restoration and No. OR128-07-01 Slater Rocks were prepared for these sales and a Finding of No Significant Impact has been documented. These documents are available for inspection as background for these sales at the Coos Bay District Office. This sale notice, first published on February 26, 2009 constitutes the decision document for purposes of protests under 43 CFR Subpart 5003 - Administrative Remedies. Protests of any sale listed below must be filed within 15 days after the first publication of this notice; however for sale No. 08-31 Cherry Wall DMT, the original Timber Sale notice was released on July 24, 2008 respectively, followed by a 15-day protest as required by 43 CFR 5003.3. The principle of administrative finality precludes any further protest of the original Cherry Wall DMT Timber Sale. There have been no changes to the reoffered component of Cherry Wall DMT Timber Sale being offered for sale here. Consequently, there is no new protest opportunity, and this decision is effective immediately. Sale will commence at 10:00 a.m.

In COOS COUNTY: OREGON: O&C and PD: ORAL AUCTION, SALE NO. 08-31 Cherry Wall DMT. All timber designated for cutting on certain Federal lands in, T. 27 S., R. 10 W., Sec. 20, E $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 28, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW  $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 29, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 31, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 32, W $\frac{1}{2}$ SW $\frac{1}{4}$ ; Sec. 33, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Will. Mer., estimated for the purpose of this sale to be 3513 MBF. No written bid for less than \$96,196.40 will be considered. Minimum deposit with written bid \$9,700.00.

In COOS COUNTY: OREGON: O&C: ORAL AUCTION, SALE NO.09-33 Pink Panther CT. All timber designated for cutting on certain Federal lands in: T. 30 S., R. 9 W., Sec. 5, S $\frac{1}{2}$ SE $\frac{1}{4}$ , T. 30 S., R. 9 W., Sec.7, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , Will. Mer., estimated for the purpose of this sale to be 2562 MBF. No written bid for less than \$63,539.20 will be considered. Minimum deposit with written bid \$6,400.00.

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
Coos Bay District Office  
1300 Airport Lane  
North Bend, OR 97459

February 25, 2009

TIMBER SALE NOTICE

1. Cherry Wall DMT	08-31	3513 MBF
2. Pink Panther CT	09-33	2562 MBF

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. Protests may be filed with the Contracting Officer within 15 days of the publication of the aforementioned decision document in the newspaper. It is anticipated that the decision document will be published in The World newspaper on or about February 26, 2009. BLM does not warrant publication on this exact date. All parties considering protest of the timber sale decision document are encouraged to review the aforementioned newspaper to ensure accurate knowledge of the exact publication date.

NOTICE IS HEREBY GIVEN that the Bureau of Land Management will 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 the COOS BAY DISTRICT OFFICE, 1300 Airport Lane, North Bend, Oregon on

**MARCH 27, 2009**

This sale will commence at 10:00 a.m.

ENVIRONMENTAL ASSESSMENTS or CATEGORICAL EXCLUSIONS were prepared for these sales, and a Finding of No Significant Impact has been documented. These documents are available for inspection as background for these sales at the Coos Bay District Office.

A WRITTEN BID on Form 5440-9 at not 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.

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 (firm employs, together with its affiliates, 500 or fewer persons). The Form 5430-1, Self Certification Statement can be obtained at the oral auction timber sale and must be completed and submitted before qualifying to bid.

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

1. Form 1140-6, a certification that the bid was arrived at by the bidder or offer or independently, and was tendered without collusion with any other bidder or offer or.
2. Form 1140-7, Equal Opportunity Affirmative Action Program Representation, for all contracts over \$10,000.
3. Form 1140-8, Equal Opportunity Compliance Report Certification.
4. Form 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 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.

QUALIFIED SMALL BUSINESS concerns may apply to the Small Business Administration for loan assistance to provide financing for access road construction required under the terms of qualifying timber sale contracts, and necessary contract changes will be made. Approval of loan applications rests with the Small Business Administration and may be contingent upon availability of funds. Applicants for such loans shall notify the Bureau of Land Management of their intention to apply for a loan.

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. "The BLM has revised the log export restrictions special provision to reduce the log branding and painting requirements. The new requirements include branding of one end of all logs with a scaling diameter of over 10 inches. All loads of 11 logs or more, regardless of the diameter of the logs, will have a minimum of 10 logs branded on one end. All logs will be branded on loads of 10 logs or less. One end of all branded logs will be marked with yellow paint. At the discretion of the Contracting Officer, the Purchaser may be required to brand and paint all logs. The Purchaser shall bear any increased costs for log branding and painting."

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 advertised appraised price. The purchaser shall be liable for 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.

Appraised prices are determined by transaction evidence appraisal methods unless otherwise noted on individual timber sale notices.

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 to protect occupied marbled murrelet sites in accordance with the Standards and Guidelines of the Coos Bay District Record of Decision and Resource Management Plan. 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.

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

NOTICE OF REQUIREMENT FOR CERTIFICATION  
OF NONSEGREGATED FACILITIES

Bidders and offerors are cautioned as follows: by signing this bid or offer or entering into this contract or lease, as the case may be, the bidder, offer or, or contractor will be deemed to have signed and agreed to the provisions of the Certification of Nonsegregated Facilities in this solicitation. The certification provides that the bidder or offer or does not maintain or provide for his employees facilities which are segregated on a basis or race, color, religion, sex, or national origin, whether such facilities are segregated by directive or on a de facto basis. The certification also provides that he will not maintain such segregated facilities. Failure of a bidder or offer or to agree to the Certification of Nonsegregated Facilities will render his bid or offer nonresponsive to the terms of solicitations involving awards of contract exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause.

In accordance with 41 CFR 60, as amended May 19, 1967, and Executive Order No. 11246 of September 24, 1965, as amended, this notification will be included in all notices of invitations for bid, lease, offers, and requests for proposal where prospective nonexempt contracts may exceed \$10,000.

Form 1140-4  
(June 1974)

COOS BAY DISTRICT OFFICE  
 MYRTLEWOOD RESOURCE AREA  
 SOUTH COAST

SALE DATE: March 27, 2009  
 SALE TIME: 10:00 a.m.

SALE NO. 08-31, CHERRY WALL DMT

COOS COUNTY: OREGON: O&C and PD: ORAL AUCTION: Bid deposit required: \$9,700.00

All timber designated for cutting on: T. 27 S., R. 10 W., Sec. 20, E $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 21, NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; Sec. 28, W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW  $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; Sec. 29, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 31, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ ; Sec. 32, W $\frac{1}{2}$ SW $\frac{1}{4}$ ; Sec. 33, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Will. Mer.

Approx. No. Merch. Trees	Est. Vol. MBF 32' Log	Species	Est. Vol. MBF 16' Log	Appraised Price Per MBF	Estimated Vol. Times Appraised Price
16000	1525	Douglas-fir	1893	\$25.70	\$48,650.10
8837	619	red alder	843	\$34.40	\$28,999.20
4466	594	western hemlock	763	\$23.20	\$17,701.60
204	5	misc. hardwoods	6	\$7.60	\$45.60
79	4	Port-Orford-Cedar	5	\$29.60	\$148.00
45	2	western redcedar	3	\$217.30	\$651.90
<b>29631</b>	<b>2749</b>	<b>Totals</b>	<b>3513</b>		<b>\$96,196.40</b>

**THIS TIMBER SALE HAS BEEN CRUISED, APPRAISED, AND ADVERTISED BASED UPON SCRIBNER BOARD FOOT MEASURE (16 FOOT LOG). THE MINIMUM BID FIGURES SHOWN BY SPECIES ARE DOLLARS PER THOUSAND BOARD FEET (MBF). THE MINIMUM BID INCREMENT WILL BE \$0.10 PER MBF. SCRIBNER BOARD FOOT VOLUMES (32 FOOT LOG) BY SPECIES ARE DISPLAYED FOR INFORMATIONAL PURPOSES.**

LOG EXPORT AND SUBSTITUTION RESTRICTIONS: All timber offered for sale hereunder is restricted from export from the United States in the form of unprocessed timber and is prohibited from being used as a substitute for exported private timber.

LOG EXPORT AND SUBSTITUTION RESTRICTIONS: Excepting Port-Orford-cedar, all timber offered for sale hereunder is restricted from export from the United States in the form of unprocessed timber and is prohibited from being used as a substitute for exported private timber.

CRUISE INFORMATION: With respect to merchantable trees of all species in all cruise strata: the average DBHOB is 12.1 inches: the average gross merchantable log contains 41bd. ft; the total gross volume is approximately 3785 thousand bd. ft.; and 93% recovery is expected. The average DBHOB for Douglas-fir is 11.8 inches; and the average gross merchantable log contains 37 bd. ft. None of the total sale volume is salvage material. The following cruise methods were used for volume determination:

VARIABLE PLOT: Timber volumes were based on a variable plot cruise using the Behre's volume equation or form class tables for estimating board foot volumes of trees in 16-foot logs. Two hundred and seventy-three (273 plots) plots were measured using a twenty (20) basal area factor (BAF). One hundred and sixty-three (163 trees) trees were randomly selected to be cruised.

SAMPLE TREE CRUISE: Timber volumes have been cruised using the sample tree system to select sample trees. The Douglas-fir sample trees were cruised using the Behres volume equation or form class tables for estimating board foot volumes of trees in 16-foot logs. Hemlock sample trees were cruised using form class tables for estimating board foot volumes of trees in 16-foot logs. The volumes are then expanded to a total sale volume.

CUTTING AREA: Fourteen (14) units totaling three hundred twenty-nine (329) acres must be partial cut.

ACCESS: Access to the sale area is provided by Oregon State highways; Coos County roads, Government controlled roads, and privately controlled roads.

DIRECTIONS TO SALE AREA: From Myrtle Point, travel east on Myrtle Point - Sitkum Road for approximately 25.0 miles. Turn left onto Brummit Creek County Road. Refer to Exhibits A and A-1 for unit locations.

DURATION OF CONTRACT: Will be 36 months for cutting and removal of timber. The contract will contain special stipulations regarding logging, road construction, road use and maintenance, fire prevention, hazard reduction and logging residue reduction, log export and substitution, optional scale check of lump sum sales, equal opportunity in employment, cultural resource protection, and sensitive, threatened, or endangered plants or animals.

COOS BAY DISTRICT OFFICE  
 MYRTLEWOOD RESOURCE AREA  
 SOUTH COAST

SALE DATE: March 27, 2008  
 SALE TIME: 10:00 a.m.

SALE NO. 09-33, PINK PANTHER CT

DOUGLAS COUNTY: OREGON: O&C: ORAL AUCTION: Bid deposit required: \$6,400.00

All timber designated for cutting on: T. 30 S., R. 9 W., Sec. 5, S½SE¼, T. 30 S., R. 9 W., Sec.7, NW¼NE¼, SE½NE¼, NW¼, SW¼, SE¼, Will. Meridian.

Approx. No. Merch. Trees	Est. Vol. MBF 32' Log	Species	Est. Vol. MBF 16' Log	Appraised Price Per MBF	Estimated Vol. Times Appraised Price
12716	1612	Douglas-fir	1939	\$24.50	\$47,505.50
1829	332	Grand Fir	403	\$25.00	\$10,075.00
2047	139	Western Hemlock	175	\$23.20	\$4,060.00
324	14	Port-Orford-Cedar	17	\$32.90	\$559.30
223	14	Red Alder	16	\$28.40	\$454.40
93	7	Incense-cedar	9	\$31.10	\$279.90
36	2	Western Red cedar	3	\$201.70	\$605.10
<b>17268</b>	<b>2120</b>	<b>Totals</b>	<b>2562</b>		<b>\$63,539.20</b>

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CRUISE INFORMATION: With respect to merchantable trees of all species in all cruise strata: the average DBHOB is 12.9 inches: the average gross merchantable log contains 44 bd. ft.; the total gross volume is approximately 2778 thousand bd. ft.; and 92% recovery is expected. The average DBHOB for Douglas-fir is 13.1 inches; and the average gross merchantable log contains 44 bd. ft. Approximately 0% of the total sale volume is salvage material. The following cruise methods were used for volume determination:

VARIABLE PLOT: Timber volumes were based on a variable plot cruise using the Behres volume equation or form class tables for estimating board foot volumes of trees in 16-foot logs. Three forty three (343) plots were measured using a twenty (20) basal area factor (BAF). Two hundred and forty five (245) trees were randomly selected to be cruised.

CUTTING AREA: Nine (9) units totaling approximately one hundred seventy (170) acres must be partial cut.

ACCESS: Access to the sale area is provided via: United States highways, Government controlled roads, and privately controlled roads.

DIRECTIONS TO SALE AREA: From Roseburg, Oregon travel west on Oregon State Highway 42 approximately 27 miles. Turn right and head north on Panther Creek Rd (30-9-18.0). Refer to Exhibits A and A-1 for unit locations.

DURATION OF CONTRACT: Will be 36 months for cutting and removal of timber. The contract will contain special stipulations regarding logging, road construction, road use and maintenance, fire prevention, hazard reduction and logging residue reduction, log export and substitution, optional scale check of lump sum sales, equal opportunity in employment, cultural resource protection, and sensitive, threatened, or endangered plants or animals.