

Advertising Dates: April 29 and May 6, 2010

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, May 26, 2010 for all timber marked or designated for cutting. Sale will commence at 10:00 a.m. 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. OR125-05-01, Umpqua River – Sawyer Rapids, 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 Coos Bay District Office. This sale notice, first published on April 29, 2010, 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, the doctrine of administrative finality precludes review of issues which could have been reviewed at the time at which a final decision was made. In DOUGLAS COUNTY: OREGON: O&C: ORAL AUCTION: SALE NO. 10-02, LUTS BRIDGE CT. All timber designated for cutting on certain Federal lands in T. 22 S., R. 8 W., Sec. 9, Lots, 9, 10, 11, 12 and 16, SW1/4NW1/4, NW1/4SW1/4, Sec. 17, NE1/4NE1/4, Sec. 29, Lots 4, 8, 10, 11, SE1/4SW1/4, Sec. 31, Lots 1, 2, 3, 4, SE1/4NW1/4, E1/2SW1/4, N1/2SE1/4, SE1/4SE1/4; T. 22 S., R. 9 W., Sec. 25, SE1/4, Will. Mer., estimated for the purpose of this sale to be 6167 MBF. No written bid for less than \$198,243.40 will be considered. Minimum deposit with written bid \$19,900.00.

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

April 29, 2010

TIMBER SALE NOTICE

1. Luts Bridge CT

10-02

6167 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 **April 29, 2010**. 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

May 26, 2010

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)

SOUTH COAST

SALE TIME: 10:00 a.m.

SALE NO. 10-02, LUTS BRIDGE CT

DOUGLAS COUNTY: OREGON: O&C: ORAL AUCTION: Bid deposit required: \$19,900.00

All timber designated for cutting on: T. 22 S., R. 8 W. Sec. 9, Lots 9, 10, 11, 12, 16, SW¹/₄NW¹/₄, NW¹/₄SW¹/₄; Sec. 17, NE¹/₄NE¹/₄; Sec. 29, Lots 4, 8, 10, 11, SE¹/₄SW¹/₄; Sec. 31, Lots 1, 2, 3, 4, SE¹/₄NW¹/₄, E¹/₂SW¹/₄, N¹/₂SE¹/₄, SE¹/₄SE¹/₄; T. 22 S., R. 9 W. Sec. 25, SE¹/₄, 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
35,942	4,419	Douglas-fir	5,149	\$33.20	\$170,946.80
3,367	698	grand fir	876	\$26.80	\$23,476.80
954	117	western hemlock	142	\$26.90	\$3,819.80
40,263	5,234	Totals	6,167		\$198,243.40

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.

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 43 bd. ft.; the total gross volume is approximately 6,570 thousand bd. ft.; and 94% recovery is expected. The average DBHOB for Douglas-fir is 11.9 inches; and the average gross merchantable log contains 40 bd. ft. The following cruise methods were used for volume determination:

VARIABLE PLOT: Timber volumes in Units 1-10 were based on a variable plot cruise. Using a 20 basal area factor (BAF), 412 plots were measured; 296 trees were randomly selected to be sampled. The sample trees have been cruised and their volumes computed 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.

3P: The Douglas-fir within the road right-of-way have been cruised using the 3P system to select 44 sample trees. The sample trees have been cruised and their volumes computed 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.

100% CRUISE: The western hemlock and grand fir timber volumes within the road right-of-way were based

on a 100% cruise using form class tables for estimating board foot volume of trees in 16-foot logs.

CUTTING AREA: Ten units totaling approximately 378 acres must be partial cut and road right-of-ways totaling approximately 5 acres must be clear cut.

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

DIRECTIONS TO SALE AREA: From Highway 38 at Elkton, turn onto Highway 138 and proceed approximately 0.1 miles. Turn onto Mehl Creek County Road and proceed 0.4 miles. Turn right onto Henderer County Road and proceed 5.5 miles to Bridge Road No. 22-8-29.1. Refer to Exhibits A and A-1 for unit locations.

ROAD USE & MAINTENANCE: Purchaser shall pay a maintenance obligation to the Government totaling \$13,208.52. Road use fees totaling \$2,076.00 and road rockwear fees of \$8,612.25 are payable to Roseburg Resources Company. Road use fees totaling \$2,710.00 are payable to R. F. Wilson. Refer to Exhibit E Summary. Operator maintenance required on 6.9 miles of road.

DURATION OF CONTRACT: Will be 36 months for cutting and removal of timber.

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SPECIAL PROVISIONS:

1. Seasonal restrictions will apply in the Seasonally Restricted Area.
2. Directional felling is required away from roads, property lines, posted boundaries, orange-painted reserve trees, Stream Channels, and snags.
3. No-harvest zones will be maintained adjacent to Stream Channels. Corridor trees felled within the no-harvest zone shall be left on site.
4. Full-log suspension will be required over Stream Channels. Where full suspension cannot be achieved, yarding will occur during the dry season.
5. Snags that are felled for safety reasons will be left on site.
6. Cutting or yarding during high sap flow, March 31 through July 1, may be restricted by the Authorized Officer.
7. Hauling on dirt surfaced roads will be permitted between July 1 and October 15, unless dry conditions extend the hauling season.
8. In the Partial Cut Area, conifer trees will be bucked to a maximum of 41-foot lengths.
9. In the Cable Yarding Area, yarding shall be completed with cable-type equipment capable of lateral yarding 75 feet each side of the skyline road.
10. In the Cable Yarding Area, one-end suspension is required. Lift trees and/or intermediate support trees may be necessary to achieve suspension.
11. Harvest operations in the Ground-Based Yarding Area, shall be done using a cut-to-length harvest system.
12. The location and use of yarding roads and harvester roads in the Ground-Based Yarding Area and Cable Yarding Area shall be approved by BLM prior to use by the Purchaser.
13. Road building and logging equipment will be washed prior to moving into the Contract Area to minimize the spread of noxious weeds.
14. Hand or machine piling is required in Roadside Hazard Reduction Area.
15. BLM will assume supervisory responsibility for disposal of logging slash.
16. All western redcedar, Pacific yew and hardwood trees other than red alder are reserved from cutting, except within road right-of-ways.
17. Purchaser must enter into a License Agreement with Roseburg Resources Co. and pay appropriate rockwear fees and use fees.
18. Purchaser must enter into a License Agreement with R. F. Wilson and pay appropriate use fees.