

Advertising Dates: June 22, 2017 and June 29, 2017

TIMBER FOR SALE, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT, ORAL AUCTION as hereinafter designated will be conducted by the District Manager, Bureau of Land Management at the COOS BAY DISTRICT OFFICE, 1300 Airport Lane, North Bend, Oregon 97459-2000, on July 28, 2017 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 prospectus is available online at <https://www.blm.gov/or/resources/forests/timbersaleresults.php>. 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 DOI-BLM-ORWA-C030-2010-0001-EA (Fairview EA) was prepared for the West Cunningham CT sale and a Finding of No Significant Impact has been signed. These documents are available for review at the Coos Bay District Office or online at <http://bit.ly/2htDZLN>. This sale notice, first published on June 22, 2017, 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. In COOS COUNTY: OREGON: CBWR, ORAL AUCTION: SALE NO: ORC00-TS-2017.0005 West Cunningham CT. All timber designated for cutting on certain Federal lands in T. 27 S., R. 12 W., Sec. 17, N ¼, NW ¼, NW ¼ SW ¼, Will. Mer. Estimated for the purpose of this sale to be 3,557.0 MBF. No written bid for less than \$301,481.20 will be considered. Minimum deposit with written bid is \$30,200.00.

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

2017.0005 – West Cunningham CT – 3,557 MBF

TIMBER SALE NOTICE – ADVERTISED SUPPLEMENT

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 Non-segregated 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 97459 on **July 28, 2017**.

This sale will commence at 10:00 a.m. Oral bids will be received on Douglas-fir only with a \$0.50/bid minimum overcall on each bid.

AN ENVIRONMENTAL ASSESSMENT was prepared for these sales, 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 or online for timber sale ORC00-TS-2017.0004 Catching Creek CT at <http://bit.ly/2htDZLN>.

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 Authorized Officer within 15 days after the first 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 June 22, 2017. 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.

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.

FOR SBA SET-ASIDE TRACTS, the bidder must not have been determined by the Small Business Administration to be ineligible for preferential award for 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 (Revision 7) as amended, of the Code of Federal Regulations. The Form 5430-1 Self Certification Statement is attached hereto. The successful bidder will be required to sign SBA Form 723 "Small Business Certification Required on All Preferential Sales of Set-Aside Timber" at the time he signs the timber sale contract. Section 2(a) of Form 723 requires that successful bidders of SBA set-aside tracts must comply with delivery requirements pertaining to timber volume. No more than 30% of the timber volume from a set-aside sale may be delivered for manufacturing to a business that is not a small business, as defined by the SBA (13 CFR 121.507 (a)). A copy of SBA form 723 is attached.

THIS TIMBER SALE has been cruised based upon Eastside Scribner board foot measure. The volumes 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.

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

USE OF PRIVATE ROADS FOR SALE ACCESS. The purchaser is given no authority to enter upon or cross any private lands or to use any privately-owned property or improvements unless such rights are specifically covered in the contract stipulations. If the Purchaser desires to make any use of private property, which is not specifically authorized by the contract, they must make the necessary prior arrangements for such use with the landowner.

WAIVER OF BID DEFICIENCIES AND REJECTION OF BIDS. When the Authorized Officer determines it to be in the interest of the Government to do so, he may reject any or all bids and may waive minor deficiencies in the bids or the timber sale advertisement or this supplement (43 CFR 5442.3).

INSTRUCTIONS TO BIDDER. Refer to attached Form 5440-9 for detailed Instructions to Bidder. All persons signing Form 5440-9 or tendering oral bids must be authorized in writing by the purchaser to do so. Oral bidding begins from the unit prices of the highest written bid. The Bureau exercises an overall system in which each bidder assumes the last highest bid and raises from that point. In the event there is a tie in high written bids, and no oral bidding occurs, the bidder who was the first to submit a bid deposit and written bid shall be declared the high bidder.

If it cannot be determined who made the first submission of high tie written bids, the high bidder will be determined by lot. The high bidder must confirm the bid, in writing.

AN IRREVOCABLE LETTER OF CREDIT (ILC) may be used in place of bid bonds, performance bonds, and payment bonds. ILC's must be approved by the Authorized Officer prior to use and are subject to certain limitations. Contact the District Office for further information.

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

1. Form No. 1140-6, Independent Price Determination Certificate, 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. 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.

INSTALLMENT PAYMENTS may be authorized for sales of \$500 or more. The number of installment required to be paid at any one time 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.

A SALE DEPOSIT equal to one installment (10 percent of total purchase price) is required prior to approval of the contract. This deposit must be made in cash or by check payable to the Department of Interior - BLM.

LOG EXPORT AND SUBSTITUTION. The timber sold under this contract is subject to the Forest Resources Conservation and Shortage Relief Act of 1990, as amended (16 USC 620, et seq.). Except for species determined pursuant to public hearing to be surplus, unprocessed timber sold shall not be exported from the United States nor used in direct or indirect substitution for

unprocessed timber exported from private lands by Purchaser or any person as defined in the Act (16 USC 620e).

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 prospectus is available online at <https://www.blm.gov/or/resources/forests/timbersaleresults.php>. The online Prospectus includes maps and tables that cannot be made Section 508 compliant. For help with its data or information, please contact the Coos Bay District Office at (541) 751-0100.

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

Form 1140-4
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, offeror, or contractor will be deemed to have signed and agreed to the provisions of the Certification of Non-segregated Facilities in this solicitation. The certification provides that the bidder or offeror does not maintain or provide for his employees facilities which are segregated on a basis of 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 offeror to agree to the Certification of Non-segregated 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.

COOS BAY SALE NO. ORC00-TS-2017.0005
West Cunningham CT

COOS BAY DISTRICT OFFICE
UMPQUA RESOURCE AREA

SALE DATE: July 28, 2017
SALE TIME: 10:00 a.m.

SALE NO. ORC00-TS-2017.0005, West Cunningham CT

COOS COUNTY: OREGON: CBWR: ORAL AUCTION: Bid deposit required: \$ 30,200.00

All timber designated for cutting on: T. 27 S., R. 12 W., Sec. 17, N ¼, NW ¼, NW ¼ SW ¼, 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
5,313	1,212.0	Douglas-fir	1,461.0	\$137.00	\$200,157.00
11,926	1,480.0	Red alder	2,003.0	\$46.90	\$93,940.70
351	19.0	Western redcedar	25.0	\$271.10	\$6,777.50
47	9.0	Western hemlock	11.0	\$43.20	\$475.20
397	12.0	Bigleaf maple	32.0	\$1.90	\$60.80
530	14.0	Oregon Myrtle	25.0	\$2.80	\$70.00
18,564	2,746.0	Totals	3,557.0		\$301,481.20

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 \$0.50 PER MBF. SCRIBNER BOARD FOOT VOLUMES (32 FOOT LOG) BY SPECIES ARE DISPLAYED FOR INFORMATIONAL PURPOSES.

LOG EXPORT AND SUBSTITUTION: All timber sales, including timber from Federal rights-of-ways, 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 5424 as amended.

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 15.3 inches; the average gross merchantable log contains 66 bd. ft.; the total gross volume is approximately 4,096 thousand bd. ft.; and 87% recovery is expected. The average DBHOB for Douglas-fir is 15.8 inches; and the average gross merchantable log contains 65 bd. ft. The following cruise methods were used

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West Cunningham CT

for volume determination:

VARIABLE PLOT: Timber volumes in Unit 1 were based on a variable plot cruise. Using a 20 basal area factor (BAF), 307 plots were measured and 192 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 sample trees have been cruised and the volumes computed using form class tables for estimating board foot volumes of trees in 16-foot logs.

3P: The Douglas-fir and Red Alder have been cruised using the 3P system to select 108 sample trees within road right of way. Volume from both methods is then expanded to a total sale volume. Maps showing the approximate locations of the sample trees are available at the Coos Bay District Office

100% CRUISE: Timber volumes for tree species other than Douglas-fir, and Red Alder within the unit and 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: Units 1 contain 273 acres of partial cut. There are 2 acres of road right-of-way to be cut. Acreage data was collected using a Trimble Geo XT Global Positioning System receiver. Acreage was calculated based on Global Positioning System traverse procedures including differential correction.

ACCESS: Access to the sale area is provided via: Oregon State highways, Coos County Roads, and government controlled roads. A gate restricts access to this sale. Keys are available at Coos Bay District Office. A refundable deposit of \$100 is required to obtain a key.

DIRECTIONS TO SALE AREA: From Coos Bay, travel south on Highway 101. Turn left onto Coos Sumner Lane and travel 4.1 miles, turn right on S Sumner Rd 3.0 miles. Refer to Exhibits A and A-1 for unit locations.

ROAD USE & MAINTENANCE: Purchaser shall pay a maintenance and rockwear obligation totaling \$2,866.80 to the Government. Road use fees totaling \$15,561.00, and rockwear fees totaling \$1,209.31 are payable to Oxbow Timber Company. Road use fees totaling \$1,096.20 are payable to Bavarian Olympus Timber, LLC. Road use fees totaling \$5,632.00 are payable to Roseburg Resources. Refer to Exhibit E summary attached. Operator maintenance is required on 4.4 miles of road.

ROAD CONSTRUCTION: Road construction and improvement estimates include the following

119.55 stations Class SN-16 road

28.55 stations Class SN-12 road

Surfacing:

1,106 cu. yds. of 1½-inch minus crushed hardrock (Spot Rock)

9,173 cu. yds. of 3-inch minus crushed hardrock (Drain Rock)

420 cu. yds. of 6-inch minus crushed hardrock (Jaw Run)

20 cu. yds. of 10"-34" Riprap rock

Drainage:

30 linear feet of 12-inch CMP culvert

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.

SPECIAL PROVISIONS:

1. Snags that are felled for safety reasons will be left on site. [41c](#)
2. All Pacific yew are reserved from cutting, except within road right-of-ways. [41d](#)
3. All existing down coarse woody debris is reserved from cutting and removal. [41e](#)
4. Directional felling is required away from roads, property lines, powerlines, posted boundaries, orange-painted reserve trees, Stream Channels, and snags. [42b3](#)
5. Cutting or yarding during high sap flow, March 31 through July 1, may be restricted by the Authorized Officer. [42b4](#)
6. In the Partial Cut Area, conifer trees will be bucked to a maximum of 41-foot lengths. [42b6](#)
7. All hardwood trees eight (8) inches DBHOB and larger designated for cutting in the Special Treatment Area shall be felled and yarded concurrently with all other trees designated for cutting in the Special Treatment Area. [42b8](#)
8. All trees designated for cutting in the Special Treatment Area shall not be topped or limbed prior to reaching the landing. If the Authorized Officer determines that this stipulation is not being met, the purchaser will be required to gross yard any bucked tops and/or bucked limbs within the Special Treatment Area. The Special Treatment Area is shown on the Exhibit A. [42b9](#)
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. [42b10](#)
10. In the Cable Yarding Area, one-end suspension is required. Lift trees and/or intermediate support trees may be necessary to achieve suspension. [42b12](#)
11. No-harvest zones will be maintained adjacent to Stream Channels. Corridor trees felled within the no-harvest zone shall be left on site. Unless designated for removal by the Authorized Officer. [42b15](#)
12. Full-log suspension will be required over Stream Channels. Where full suspension cannot be achieved, yarding will occur during the dry season. [42b16](#)
13. Within safety standards, harvest trees will be directionally felled away from any Stream Channels; however, trees that must be felled toward or parallel to the Stream Channel should be temporarily retained on site to provide bank armament if other trees need to be yarded across the channel. [42b17](#)
14. The location and use of yarding roads and harvester roads in the Cable Yarding Area and Ground Based Yarding Area shall be approved by BLM prior to use by the Purchaser. [42b20](#)

COOS BAY SALE NO. ORC00-TS-2017.0005
West Cunningham CT

15. Skyline corridors will be no wider than 12 feet as measured between reserve trees and 150 feet apart on one end as measured perpendicular to the proceeding corridor. [42b20a](#), [42b13](#)
16. Road building and logging equipment will be washed prior to moving into the Contract Area to minimize the spread of noxious weeds. [42b24](#) and [Exhibit F](#)
17. Hauling on dirt surfaced roads will be permitted between July 1 and October 15, unless dry conditions extend the hauling season. [42b25](#)
18. Any required construction, improvement, or renovation of structures and roads shall occur during the dry season, June 1 through October 1, both days inclusive, of the same calendar year unless dry conditions extend the construction season. [42c2](#)
19. In the use of South Sumner County Rd, the purchaser shall obtain an Operator's Permit from the Coos County Road Master. Prior to the commencement of operations, the Purchaser shall furnish to the Authorized Officer a copy of the required executed Operator's Permit. [42d5](#)
20. BLM will assume supervisory responsibility for disposal of logging slash. [42e1](#)
21. Purchaser shall enter into a License Agreement with Plum Creek Timberlands, LP and Menasha Forest Products Corp. [42d6](#), [42d7](#), [42d8](#)
22. Slashing, loping, and scattering is required on approximately 102 acres in the Special Treatment Area. [42e3x](#)