



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MANUAL TRANSMITTAL SHEET

Release

5-145

Date

6/18/92

Subject

H-5430-1 - ADVERTISEMENT

1. Explanation of Material Transmitted: This release transmits BLM Manual H-5430-1 – Advertisement, a new handbook which sets forth basic procedural guidelines for advertisement of forest product sales.
2. Reports Required: None.
3. Material Superseded: None.
4. Filing Instructions: File as Directed Below.

REMOVE:

None

INSERT:

H-5430-1
(Total: 21 Sheets)

Mike Penfold
Assistant Director
Land and Renewable Resources

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I. Approval of Sale for Advertising

A. Forest Product Sales 25 Million Board Feet or Less. The individual, to whom authority has been delegated in accordance with BLM Manual 1203, Delegation of Authority, approves sale for advertising by surname, orders newspaper advertisement and directs preparation of forest product sale notice and prospectus.

B. Forest Product Sales over 25 Million Board Feet.

<u>Responsible Official</u>	<u>Step</u>	<u>Action</u>
Area Manager	1	Reviews sale. When complete, surnames, and sends proposed contract to District Manager.
District Manager	2.	Reviews sale, makes any changes needed. When complete, surnames and sends proposed sale to State Director for approval.
State Director	3.	Reviews sale. When approved, advises District Manager and returns sale with instructions to proceed.
District Manager	4.	Forwards approved sale to Area manager with instructions to proceed.
Area Manager	5.	Orders newspaper advertisement.

C. Sales of Other Vegetative Resources. Individual delegated authority, in accordance with each State's Delegation of Authority, BLM Manual 1203, approves sale for advertising by surname, orders newspaper advertisement, and directs preparation of sale notice.

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II. Legal Advertising Requirements. The regulations set forth in 43 CFR Subpart 5430 require the advertisement of competitive sales of forest product. This is accomplished through paid legal advertisements in a newspaper of general circulation. Advertising requirements are as follows:

A. Content of Advertisement. The advertisement shall state the location of the sale area by county, section, township, range and meridian, estimated total quantity of forest product to be sold, unit of measure, total appraised value, time and place of bidding, minimum bid deposit required, method of bidding, a description of where additional information can be obtained, and such other information as the Contracting Officer may deem necessary. The advertisement shall also include the following statement:

“This sale notice constitutes the decision document for purposes of protests and appeals under 3 CFR Subpart 5003 – Administrative Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice.”

Illustration 1 is an example of a newspaper advertisement.

B. Selection of Newspaper for Advertising. Competitive sales shall be advertised in a newspaper of general circulation in the area in which the forest product is located and may be advertised in other news media, when appropriate.

C. Posting of Notice. A notice of the sale must be posted in a conspicuous place in the office where bids are to be submitted.

D. Frequency of Advertisement. The legal advertisement shall be published on the same day, once a week for two consecutive weeks, except that forest product sales amounting to less than 5400 thousand board feet need be published only once. When, in the discretion of the Contracting Officer, longer advertising periods are desired, such longer periods are permitted.

E. Sale Date. Sales shall not be held sooner than one week after the last advertisement. Forest product sales of 500 M board feet or more should not be held sooner than two weeks after the last advertisement, to allow prospective purchasers adequate time to examine the tract.

F. Specialized Requirements

1. Set-Aside Sales. Small business set-aside sales require specific notation in the advertisement, notice, and prospectus. (See Illustrations 1 and 2.)

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2. Small Business Administration Road Loan Sales. Sales which qualify for the SBA road loan program will be so identified in the notice and prospectus by inclusion of the following statement:

“QUALIFIED SMALL BUSINESS concerns may apply to the Small Business Administration for a loan 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 such loan.”

3. 90-Day Sales. When no bids are received on an advertised sale offering and the Manager delegated the authority (see 1203 Manual, Delegation of Authority) determines that the sale should be kept open for receipt of bids under the 90-day sale provisions, a special 90-day Sale Notice is prepared. (See Illustration 3.) One copy is posted on the bulletin board with other legal notices in a conspicuous location near the entrance to the District Office. Additional copies are mailed to all addresses on the appropriate district mailing list.

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- III. Ordering Advertisement. Following preparation of the sale advertisement, orders must be sent to selected newspapers and the printed advertisements must be checked for accuracy.
- A. Submitting Order. Prepare a Bureau of Land Management Form 1510-18, Purchase Requisition and submit the requisition with the newspaper advertisement to the Procurement Office. Retain a file copy of each.
- B. Checking Advertisement. Check first publication of advertisement for accuracy. If inaccuracies are noted, immediately notify newspaper and request publication of correction.
1. Late Advertisement. With approval of State Director, withdraw or delay sale of forest product when publication of advertisement is late and insufficient time is available for prospective purchasers to prepare bids in advance of the scheduled sale date. Advise newspaper and mailing list in writing of sale withdrawal or change in sale date. Reorder advertisement with new sale date in accordance with above procedures.

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- IV. Forest Products Sale Notice. A forest product sale notice is a supplemental document to the newspaper advertisement, reproduced in quantity for distribution to all addresses in the forest product sale mailing list. The notice contains information relative to the sale schedule, bidding requirements, product being offered, and contract requirements. It contains sufficient information for a knowledgeable buyer to make a decision regarding his possible interest in the product being offered.
- A. Preparation of Notice. The Area Manager prepares sale notices from information in the forest produce sale folder and from specific information provided by the area personnel.
1. Format. Use the format and standard wording for a Sale Notice as shown on Illustration 2.
 2. Attachments. Attach the following forms to the sale notice; Form 5440-9, Deposit and Bid for Timber/Vegetative Resource; Form 1140-4, Notice of Requirement for Certification of Non-segregated Facilities. (See Illustrations 4 and 5.)
- B. Distribution of Notice. A copy of the sale notice is sent to each addressee on the district mailing list. Additional copies of the Notice are distributed as follows:
- One copy to State Director.
 - One copy posted on bulletin board in a conspicuous location near entrance to District and/or Area Office.
 - One copy of sale contract folder.
 - Sufficient copies to District Office and/or Area Office receptionist for local inquiries.
- C. Set-Aside Forest Product Sale Notice. The Area Manager prepares a notice for small business set-aside sales in much the same way as a regular notice, except that certain portions of the notice refer to specific set-aside bidding requirements. Copies of Form 5430-1, Self-certification Statement and SBA Form 723, Small Business Certification Required on all Preferential Sales of Set-Aside Timber, are attached to the notice. (See Illustrations 6 and 7.) The notice is distributed in accordance with Section IV.B above.)

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- V. Forest Product Sale Prospectus. The sale prospectus is a supplemental document to the newspaper advertisement and the forest product sale notice. It provides information in greater detail concerning the sale than is contained in the forest product sale notice.
- A. Preparation of Prospectus. The Area Manager prepares the sale prospectus. If the sale is a small business set-aside, the heading contains the title, "Set-Aside Sale." The sale notice may be readily adapted to use as the introductory pages of the prospectus by stamping the word PROSPECTUS across the front page and incorporating a heading which states, "THIS IS A SALE PROSPECTUS ONLY. ATTACHMENTS MAY NOT INCLUDE ALL EXHIBITS REFERRED TO IN THE CONTRACT. THE COMPLETE CONTRACT, INCLUDING ALL EXHIBITS IS AVAILABLE FOR INSPECTION AT THE AREA OFFICE." Any estimated construction quantities listed in the prospectus should be clearly identified as being estimated quantities for purposes of the appraisal. Detailed information which may be included in the prospectus is listed below.
1. The appraisal method is to be footnoted for any sale listing.
 2. Required road construction, improvement, or maintenance standards, including estimated quantities of excavation, end-haul, surfacing, and culvert lengths and sizes.
 3. Narrative description of any special or unusual requirements involved in the sale such as forest product marking, felling, yarding, protection of reserve trees or vegetative resources or buffer strips, stream clearing, cull yarding, slash treatment, seasonal restrictions, end-hauling, major drainage structures, and others.
 4. Contract reserve provisions and special provisions.
 5. Exhibit A, contract map.
 6. Exhibit B, Form 5450-3a, or 5450-6 for scale sales, for forest product sales, with species and estimated volume or quantity columns completed for appropriate cutting areas.
 7. Other exhibits as suitable.
 8. Sale area location map.
 9. Deposit and Bid for Timber/Vegetative Resource, Form 5440-9, with all entries completed, (must predetermine whether sale will be sealed bid or oral auction) down through amount of required bid deposit and with appropriate species, unit, and estimated volume of quantity entries. (See Illustration 4.)
 10. Independent Price Determination Certificate, Form 1140-6, certifying that the bid was arrived at the bidder or offered independently, and was tendered without collusion with any other bidder or offerer.
 11. Equal Opportunity Affirmative Action Program Representative, Form 1140-7, for all contracts over \$10,000.

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12. Equal Opportunity Compliance Report Certification, Form 1140-8.

- B. Distribution of Prospectus. Sufficient copies are reproduced and made available in the District Office for distribution request. The prospectus should be available at the time the newspaper advertisement appears in the paper.
- C. Recording Prospectus Data in Timber Sale Information System. Record the Prospectus data no later than the day of the sale offering for advertised sales. For negotiated sales the Prospectus data should be entered no later than the 10th day of the month following approval.

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VI. Withdrawal of Tract From Advertising

- A. Normal Advertising Period. A tract should be withdrawn only when extreme conditions warrant and upon approval of the State Director or in accordance the Delegation of Authority (1203 Manual). After such approval, the District/Area Manager withdraws a tract from advertising by:
1. Lead Time. If sufficient lead time exists, prepare and send a withdrawal notice to all prospective bidders on the forest product sale or other appropriate mailing lists. (See Illustration 8 for example of a forest product sale withdrawal notice.)
 - a. Place a copy of the withdrawal notice with the regular sale advertisement material.
 - b. Place a copy of the withdrawal notice in the sale file.
 2. Inadequate Time. When lead time is inadequate for mailing a notice, Sale Supervisor advises bidders at the scheduled sale of the decision to withdraw the tract from advertising.
- B. At Time of Sale. During a sale, but prior to calling for written bids, if confusion is generated over a specific tract due to errors or ambiguity in the contract, advertising, etc., that cannot be resolved with full understanding of all prospective bidders, the sale Supervisor shall withdraw the tract.
- C. Ninety Day Sale. A no bid sale may be kept open for bidding for not more than 90 days. (See Manual Section 5440.) If no bids are received, and the Authorized Manager determines there is a significant change in market conditions, or there is a need to rework the sale for any reason, he may withdraw the sale at any time within the 90 day period. A withdrawal notice is prepared and distributed pursuant to Paragraph VI.A1 of this section.

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Glossary of Terms**-A-**

Advertisement: The publication of sale information by means of newspaper advertisement, the posting of sale notices, and the distribution of sale notices to all addresses on the district mailing list.

Authorized Manager: The BLM manager who is delegated authority to sell, dispose, or permit free use of forest products. This delegation of authority is made according to the volume of forest product in a sale.

-C-

Contracting Officer: The BLM official who would have authority to execute a forest product contract and delegate authority to take action in connection with such contract.

-F-

Forest Product Sale Notice: Supplemental document to the newspaper advertisement which provides prospective purchasers with detailed information about the scheduled sale, bidding requirements, and pertinent information about each tract being offered for sale.

Forest Product Sale Prospectus: Supplement document to the newspaper advertisement and the sale notice that provides specific information in greater detail than the sale notice.

-N-

Ninety-day sale: An advertised sale for which no bids are received at the original sale offering and which is kept open for bidding under special rules of advertising and sale.

-S-

Set-aside: A designation of forest product for sale which is limited to bidding by small business concerns as defined by the Small Business Administration in its regulations (13 CFR part 121) under the authority of Section 15 of the Small Business Act of July 18, 1958 (72 stat. 384) as codified and amended 915 U.S.C. 631 *et. seq.*).

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EXAMPLE OF NEWSPAPER ADVERTISEMENT FORMAT

(USE THIS FORMAT FOR REGULAR TIMBER SALES)

(To be used for one week advertisements only)

TIMBER FOR SALE, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1717 Fabry Road, S.E., Salem Oregon 97302, at 10:00 a.m., on Tuesday, August 28, 1984, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, conditions of sale and submission of bids, including appraised prices 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. This sale notice constitutes the decision for purposes of protests and appeals under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sales listed below must be filed within 15 days after publication of this notice.

IN BENTON COUNTY, OREGON, O&C: ORAL AUCTION: All timber designated for cutting on certain Federal lands in Sec. 31, T. 13, S., R. 6 W., Will. Mer., estimated for the purposes of this sale to be 4,439 M bd. ft. No written bid for less than \$725,035.⁵⁰ will be considered. Minimum deposit with written bid \$72,600.⁰⁰.

H-5430-1 - ADVERTISEMENT

EXAMPLE OF NEWSPAPER ADVERTISEMENT FORMAT

(USE THIS FORMAT FOR REGULAR TIMBER SALES)

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TIMBER FOR SALE, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1717 Fabry Road, S.E., Salem Oregon 97302, at 10:00 a.m., on Tuesday, August 28, 1984, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, conditions of sale and submission of bids, including appraised prices 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. This sale notice constitutes the decision for purposes of protests and appeals under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sales listed below must be filed within 15 days after publication of this notice.

IN MARION COUNTY: COUNTY, OREGON, O&C: ORAL AUCTION: All timber designated for cutting on certain Federal lands in Sec. 31, T. 9, S., R. 4 E., Will. Mer., estimated for the purposes of this sale to be 1,723 M.bd. ft. No written bid for less than \$135,400.⁰⁰ will be considered. Minimum deposit with written bid \$13,600.⁰⁰.

IN CLACKAMAS COUNTY: OREGON, O&C: ORAL AUCTION: SET-ASIDE: All timber designated for cutting on certain Federal lands in Sec. 9, T. 7 S., R. 4 E., Will. Mer., estimated for purposes of this sale to be 2,140 M bd. Ft. No written bid for less than \$171,230.⁵⁰ will be considered. Minimum deposit with written bid \$72,200.⁰⁰.

H-5430-1 - ADVERTISEMENT

(USE THIS FORMAT FOR VEGETATIVE RESOURCE SALES)

(To be used for one week advertisements only)

CHRISTMAS TREES FOR SALE, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1819 Holborn Street, Missoula, Montana 59801, at 10:00 a.m., on Tuesday, August 28, 1984, for all Christmas trees marked or designated for cutting. Before bids are submitted, full information concerning of the Christmas trees, the condition of sale and submission of bids, including appraised price, 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. This sale notice constitutes the decision document for purposes of protests and appeals, under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice.

IN GRANITE COUNT; MONTANA; PD. SEALED BIDS. All Christmas trees designated for cutting on certain Federal lands in Sec. 6, T. 7 N., R. 13 W., Montana Principal Meridian, estimated for purposes of this sale to be 3,500 trees. No sealed bid for less than \$3,500.⁰⁰ will be considered. Minimum deposit with sealed bid \$350.⁰⁰.

H-5430-1 - ADVERTISEMENT

(USE THIS FORMAT FOR TIMBER SALES WHICH INCLUDE SET-ASIDE SALES)

(To be used with two week advertisements only)

TIMBER FOR SALE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1717 Fabry Road, S. E., Salem, Oregon 97302, at 10:00 a.m., on Tuesday, August 28, 1984, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, the condition of sale and submission of bids, including appraised prices 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. This sale notice, first published on (____) date constitutes the decision document for purposes of protests and appeals, under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice. **SET-ASIDE SALES:** Bidding on set-aside tracts is limited to small business concerns as defined by the Small Business Act, Sec. 3,72 Stat. 384, 15 U.S.C. 632, and the regulations of the Small Business Administration, Title 13, Code of Federal Regulations, Part 121 as amended.

IN MARION COUNTY; OREGON; O&C, ORAL AUCTION: All timber designated for cutting on certain Federal lands in Sec. 25, T. 13 S., R. 6 W., Will. Mer., estimated for purpose of this sale to be 4,439 M bd. ft. No written bid for less than \$725,035.⁵⁰ will be considered. Minimum deposit with written bid \$72,600.⁰⁰.

H-5430-1 - ADVERTISEMENT

(USE THIS FORMAT FOR TIMBER SALES WHICH INCLUDE SET-ASIDE SALES)

(To be used with two week advertisements only)

TIMBER FOR SALE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1717 Fabry Road, S. E., Salem, Oregon 97302, at 10:00 a.m., on Tuesday, August 28, 1984, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, the condition of sale and submission of bids, including appraised prices 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. This sale notice, first published on (____) date constitutes the decision document for purposes of protests and appeals, under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice.

SET-ASIDE SALES: Bidding on set-aside tracts is limited to small business concerns as defined by the Small Business Act, Sec. 3,72 Stat. 384, 15 U.S.C. 632, and the regulations of the Small Business Administration, Title 13, Code of Federal Regulations, Part 121 as amended.

IN MARION COUNTY: OREGON: O&C: ORAL AUCTION: All timber designated for cutting on certain Federal lands in Sec. 67, T. 9 S., R. 4 E., Will. Mer., estimated for purpose of this sale to be 2,140 M bd. ft. No written bid for less than \$135,400.⁰⁰ will be considered. Minimum deposit with written bid \$13,600.⁰⁰

IN CLACKAMAS COUNTY: OREGON: O&C: ORAL AUCTION: SET-ASIDE: All timber designated for cutting on certain Federal lands in Sec. 9, T. 7 S., R. 4 E., Will., estimated for purposes of this sale to be 2,140 M bd ft. No written bid for less than \$171,230.⁰⁰ will be considered. Minimum deposit with written bid \$17,200.⁰⁰.

(USE THIS FORMAT FOR VEGETATIVE RESOURCE SALES)

(To be used with two week advertisement only)

CHRISTMAS TREES FOR SALE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1819 Holborn Street, Missoula, Montana 59801, at 10:00 a.m., on Tuesday, August 28, 1984, for all Christmas trees marked or designated for cutting. Before bids are submitted, full information concerning the Christmas trees, the condition of sale and submission of bids, including the appraised price, 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. This sale notice, first published on (_____) date constitutes the decision document for purposes of protests and appeals, under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice.

IN GRANITE COUNTY: MONTANA: PD: SEALED BIDS: All Christmas trees designated for cutting on certain Federal lands in Sec. 6, T. 7 W., R. 13 W., Montana Principal Meridian, estimated for purposes of this sale to be 3,500 trees. No sealed bid for less than \$3,500.⁰⁰ will be considered. Minimum deposit with sealed bid \$350.⁰⁰.

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(USE THIS FORMAT FOR TIMBER SALES REQUIRING SEALED BID DUE THE DAY BEFORE ORAL AUCTION SALE)

(To be used with two week advertisement in case of no bid sale)

TIMBER FOR SALE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. SEALED BIDS as hereinafter designated will be received by the District Manager, Bureau of Land Management, P.O. Box 10266, (1255 Pearl Street), Eugene, Oregon 97440 until 4:15 p.m. Pacific Daylight Time in April 27, 1988, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, the conditions of sale, and submissions of bids 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 informality in bids received whenever such waiver is in the interest of the United States. This sale notice published on April 13, 1988, constitutes the decision document for the purposes of protests and appeals, under 43 CFR subpart 5003 – Administered Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice. **IN LAND COUNTY, OREGON: O&C SEALED BID:** All timber designated for cutting on certain Federal lands in Sec. 21 and 27, T. 16, S., R. 1 W., W.M. estimated for the purpose of this sale to be 1,226 MBF. No written bid for less than \$131,968.⁵⁰ will be considered. Minimum deposit with bid \$13,200.⁰⁰. Sealed bids for this tract will be opened at 10:00 a.m., on Thursday, April 28, 1988, at the regularly scheduled Oral Auction Sale, 1126, Gateway Loop, Springfield, Oregon.

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 Example of Forest Product Sale Notice



United States Department of the Interior



BUREAU OF LAND MANAGEMENT
 CANON CITY DISTRICT OFFICE
 P.O. BOX 2200
 CANON CITY, COLORADO 81215-2200
BADGER FIREWOOD SALE NOTICE

The right is hereby reserved to waive technical defects in this supplement.

Firewood for sale is sold "as is" with no warranty for fitness for any purpose. Any warranty as to quality or quantity is expressly disclaimed by the Government.

Date and Place of Sale

Sealed bids will be received by the District Manager, Bureau of Land Management, P.O. Box 2200, 3170 East Main, Canon City, Colorado 81215-2200, prior to and opened and posted at 3 p.m. Mountain Daylight Time on May 30, 1991. Any bid received after 3 p.m. on May 30, 1991, either by mail or in person will not be accepted.

Location of the Firewood: T. 51 N., R. 11 E. NMPM
 Sec. 33: W1/2NE1/4; NW1/4SW1/4; NE1/4NW1/4

Access to the Badger Firewood Sale is provided off Fremont County Road No. 12 onto public land administered by the Bureau of Land Management.

Timber Types, volume, and Appraised Value

<u>Species</u>	<u>Estimated Value in cords</u>	<u>Appraised Unit Price</u>	<u>Total Appraised Price</u>
Douglas fir	462	\$3.20	\$1,478.40

Description of Wood

The sale consists of one cutting unit. Only trees greater than 6.0 inches at breast height are included in the volume to be sold. The average diameter of trees over 6.0 inches is 8.8 inches. The average height is 37 feet. The following is the estimate of trees per acre by diameter class.

<u>Diameter</u>	<u># of Trees</u>
6	22.9
7	29.7
8	29.5
9	25.4
10	6.4
11	11.2
12	3.3
13	6.6
14	5.0
15	2.1
16	.4
17	1.2
18	.7
19	.3
20	.5
22	0

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Example of Forest Product Sale Notice

Method of Measurement

Volume per acre was estimated using 20 BAF Variable Plot sampling method. A cord is 4 x 4 x 8 feet. Outside dimensions equal 128 cubic feet. Solid wood equals 75 to 90 cubic feet depending on wood size, bark thickness, and how compactly it is piled. The estimated merchantable volume in this sale is 462 cords of standing dead Douglas-Fir assuming 84 cubic feet per cord. All volumes were computed using cubic-foot volume tables. These tables are available for review at the BLM, Royal Gorge Resource Area Office.

Bid Information

1. Qualification of bidders: In addition to the requirements as specified in sec. 2, Deposit and Bid for Timber (Form 5440-9), the bidder must be at least 18 years of age and able to provide a financial statement.
2. Bid amount: No bids will be accepted for less than the price per unit for each forest product and the total appraised price of \$1,478.40. The purchaser shall be liable for the total consideration bid without regard to the amount bid per unit, even though the quantity of timber severed or removed is more or less than the estimated quantity as set out in this notice.
3. Bids and bid form: Sealed bids must be submitted in duplicate on Form 5440-9, which is attached to this timber sale notice. (Please refer to Sections 5 and 6 on the back of Form 5440-9.) The high bidder will be required to confirm his sealed bid on bid forms furnished by the sale officer.
4. Deposit with BLM: This timber sale will be sold by sealed bid to the highest qualified bidder. A bid deposit of \$148.00 in the form of cash, money order, bank draft, cashier's or certified check made payable to the Bureau of Land Management, or a bid bond of a corporate surety shown on the approved list of the United States Treasury must accompany the bid. (Please refer to Sections 7 and 13 on the back of Form 5440-9.)

If you are not a successful bidder, your deposit will be returned to you.
5. Independent price determination: One signed copy of attached Form 1140-6, "Independent Price Determination Certificate," will be submitted with a sealed bid.

Duration of Contract

Cutting of the trees and removal of the firewood shall expire 24 months from the date of approval of the contract by the Authorized Officer of the Bureau of Land Management. An additional 3 months after the expiration date for removing firewood shall be allowed for the removal of personal property from the government lands.

Performance Bond

A performance bond of \$500 or 20 percent of the contract price rounded to the next highest \$100, whichever is larger, shall be required as a minimum for this contract.

H-5430-1 – ADVERTISTMENT

Example of Forest Product Sale Notice

Payment for Firewood

Payment for this firewood sale may be made by: (1) payment in full at time of purchase; (2) payment bond (as per section 38, Form 5450-3); or (3) in installments. If the installment method is chosen, there shall be no more than 10 installments, and each installment will be for the larger of \$500 or 10 percent of the purchase price, rounded up to the next even \$100.

Timer designated for Cutting

All trees within the blue painted boundaries except those blue painted trees within the boundaries reserved as wildlife habitat. All yellow marked rights-of-way trees.

Splash Requirements

All top and side branches (slash) must be cut free of the central stem on all felled trees and scattered so they lie within 18 inches of the ground. Where drainages occur, slash will be scatter in the drainage bottoms in the same manner as above. Slash work will be done concurrently with the normal felling operation.

Logging Sequence

Cutting must proceed from one end to another in a logical manner.

Seasonal Restriction

Cutting and hauling must cease when the snow depth in the sale area reaches or exceeds 12 inches on the average or if County Road 12 is closed by Fremont County (and private access is not secured). The sale will re-open when County Road 12 is again open or May 15, whichever occurs last.

Road Closures

The Purchaser shall close off all skid trails upon completion of logging operations and slash disposal within each cutting unit as shown on Exhibit A. All natural water courses shall be opened to prevent erosion of the road. Earthwork barriers shall be constructed to prevent further use of the roads and trails by vehicles.

Gate Requirements

The purchaser will install a tubular steel gate at the location off County Road 12 as directed by the COAR. This gate may be located during sale activity, but must be in place prior to 50% of the area being cut. This gate will become property of the BLM upon termination of this contract.

Road Construction and Maintenance

1. The Purchaser shall construct approximately 4, 200 feet of road in the location shown on Exhibit A.

H-5430-1 – ADVERTISTMENT

2. Any access from the sale area other than through the constructed road must be approved in writing by the Authorized Officer. Prior to approval of an alternate route, authorization in writing to use roads without a public easement must be secured from the private land owner(s) and such permission must include the provision for repair or damage to said roads in the event of damage by the contractor.

3. The Purchaser shall perform road repair and maintenance work on all roads used by him.

Other Contract Requirements

The contract will contain special clauses on the following:

1. A written logging plan.
2. Logging methods and forest practices.
3. Erosion control.
4. Fire protection.
5. Wildlife and cultural restrictions.

Detailed Information and Inspection Tour

Detailed contract information may be obtained at the Bureau of Land Management, Royal Gorge Resource Area Office, P.O. Box 2200, located at 3170 East Main, Canon City, Colorado 81215-2200; telephone 275-0631. Prospective bidders are urged and encouraged to inspect and familiarize themselves with the sale area, firewood appraisal, and contract specification data. One inspection tour of the sale area will be conducted by a Bureau representative beginning at 8:30 a.m., Wednesday, May 15, 1991. The meeting place will be at the BLM office listed above.

Attachments:

- Location Map – 1 each
- Exhibit A – 1 each
- Forms: 5440-9, Deposit and Bid for Timer – 2 each
- 1140-6, Independent Price Determination Certificate – 1 each

H-5430-1 - ADVERTISEMENT
Example of 90-Day Timber Sale Notice

UNITED STATES
DEPARTMENT OF THE INTERIOR
Bureau of Land Management
Rosenberg District Office
777 NW Garden Valley Blvd.
Rosenburg, Oregon 97470

June 29, 1983

90-DAY TIMBER SALE NOTICE

The timber described below was offered for sale on June 28, 1983; no bids received; therefore, pursuant to 43 CFR 5443.1, the sale of such timber is kept open for a period not to exceed 90 days from the above-mentioned date.

Written bids will be received for not less than the advertised appraised price during the time this sale is open. The required deposit must accompany the bid. Notice of receipt of any bids submitted on this sale will be posted for a period of seven (7) days during which time other written bids may be submitted. If no other bids are submitted within the seven-day period, the sole bidder shall be deemed the high bidder. If more than one written bid is submitted, an oral auction will be held after notice to the bidders.

Further information concerning this sale may be obtained from the above address.

8) Addition to Plan, French Creek Salvage
DOUGLAS COUNTY, OREGON: O&C & PD: ORAL AUCTION: Bid deposit required:
\$1,500,000.

All timber designated for cutting on: N NE, SE NE, E SE, Sec. 32, Lots 1, 2, 4, 8, 11, 12, 13, & 14, Sec. 333, T. 25 S., R. 3 W., W.M.

Approx. No. Merchantable Trees	Estimated Volume MBF 32' Log	Species	Estimated Volume MBF 16' Log	Appraised Price Per MBF	Estimated Volume times Appraised Price
97	115.0	Douglas-Fir	140.0	\$105.55	\$14,777.00
7	2.0	Incense Cedar	2.0	68.75	137.50
104	117.0M		142.0		\$14,914.50

CRUISE INFORMATION:

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 35 trees which are considered non merchantable are designated for cutting. With respect to merchantable trees of all species: the average tree is 40 inches D.B.H.O.B., the average log contains 397 bd. Ft., the total gross volume is approximately 321 M bd. Ft., and 44% recovery is expected. Approximately 100% of the above volume is salvage material. Lumber recovery studies used in determining realization values indicate an approximate recovery of 6.3% Economy grade from the total volume of Douglas-fir in this sale. (Based on the assumption the total sale volume is sawn.) The estimated Douglas-fir 32' log volume, shown above, has been reduced by 6.3%.

H-5430-1 - ADVERTISEMENT

Example of 90-Day Timber Sale Notice

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

CUTTING AREA: 35 acres are to be partially cut.

ACCESS: Access to the sale area is provided by Government controlled roads.

DIRECTIONS TO THE SALE AREA: Take North Umpqua Highway No. 138 approximately 22.3 miles to Rock Creek Road (BLM Road No. 26-3-1.0). Then go approximately 1.5 miles to Kelly Creek Road (BLM Road No. 25-3-36.0). Follow the Kelly Creek Road approximately 5.6 miles to the sale area.

ROAD MAINTENANCE: BLM. Maintenance and rockwear fees of \$1,493.58 will be required to be paid to the BLM.

DURATION OF CONTRACT will be six (6) months for cutting and removal of timber. The control will contain SPECIAL PROVISIONS REGARDING: Logging, environmental protection, road use, road maintenance, fire protection, log exporting and non-segregated facilities.

OTHER:

1. Logging will be by cable to existing roads or skid trails pre-designated by the Authorized Officer.
2. Tractor logging will only be permitted when the soil moisture content is within acceptable limits.

H-5430-1 - ADVERTISEMENT
 Deposit and Bid for Timber/Vegetative Resource

Form 5440-9 (July 1990) UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

FORM APPROVED OMB NO. 1004-0113 Expires: July 31, 1992

DEPOSIT AND BID FOR TIMBER* VEGETATIVE RESOURCE (Other Than Timber)

LUMP SUM SALE

Tract Number _____
 Sale Name _____
 Sale Notice (dated) _____
 BLM District _____

Sealed Bid for Sealed Bid Sale Written Bid for Oral Auction Sale

In response to the above dated Sale Notice, the required deposit and bid are hereby submitted for the purchase of designated timber/vegetative resource on the tract specified above.

Required bid deposited is \$ _____ and is enclosed in the form of cash money order bank draft cashier's check certified check bid bond of corporate surety on approved list of the United States Treasury guaranteed remittance approved by the authorized officer.

IT IS AGREED That the bid deposit shall be retained by the United States as liquidated damages if the bid is accepted and the undersigned fails to execute and return the contract, together with any required performance bond and any required payment within 30 days after the contract is received by the successful bidder. It is understood that no bid for less than the appraised price on a unit basis per species will be considered. If the bid is rejected the deposit will be returned.

BID SCHEDULE — LUMP SUM SALE
 NOTE: Bidders should carefully check computations in completing the Bid Schedule

PRODUCT SPECIES	BID SUBMITTED			ORAL BID MADE		
	UNIT	ESTIMATED VOLUME OR QUANTITY	UNIT PRICE	TOTAL VALUE	UNIT PRICE	TOTAL VALUE
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
			X	=	X	=
TOTAL PURCHASE PRICE						

(Continued on reverse)

H-5430-1 – ADVERTISTMENT
Deposit and Bid for Timber/Vegetative Resource

If sale contract is executed, undersigned is liable for total purchase price even though the quantity cut, removed, or designated for taking is more or less than the total estimated volume or quantity shown above. Undersigned certifies bid was arrived at by bidder or offeror independently, and was tendered without collusion with any other bidder or offeror. In submitting or confirming this bid, undersigned agrees to the foregoing provisions, applicable regulations, and certifies that he is authorized to act as, or on behalf of, the bidder.

Bid submitted on *(date)*

(Check appropriate box, sign in ink, and complete the following)

<input type="checkbox"/> Signature, if firm is individually owned	Name of firm <i>(type or print)</i>
<input type="checkbox"/> Signatures, if firm is a partnership	Business address, include zip code <i>(type or print)</i>
<input type="checkbox"/> Corporation organized under the state laws of	<i>(To be completed following oral bidding)</i> I HEREBY confirm the above oral bid By <i>(signature)</i>
Signature of Authorized Corporate Signing Officer	Date
Title	Date

Submit bid, in <i>duplicate</i> , to qualify for either an oral auction or sealed bid sale together with the required bid deposit made payable to the Department of the Interior—BLM.	Sealed Bid — Send to District Manager, who issued the sale notice, in a sealed envelope marked on the outside: (1) "Bid for Timber" (2) Vegetative Resource Other Than Timber (3) Time bids are to be opened (4) Legal description
Oral Auction — Submit to Sales Supervisor prior to closing of qualifying period for tract.	

The Paperwork Reduction Act of 1980 (44 U.S.C. 3501 et. seq.) requires us to inform you that:
 This information is being collected to obtain data relevant to the operation of this timber sale contract.
 This information will be used to administer our timber sale program.
 Response to this request is required to obtain a benefit.

NOTICE

The Privacy Act of 1974 and the regulation in 43 CFR 2.48(D) provide that you be furnished the following information in connection with information required by this application.

AUTHORITY: 38 FR 6280 and 43 CFR 5442.1

PURPOSE: To qualify an oral auction bidder, and then if successful, to bind bidder to certain contract conditions.

ROUTINE USE: to determine that an individual is qualified to participate in oral auction bidding, and, as surety that bidder will fulfill contract requirements.

EFFECT OF NOT PROVIDING INFORMATION: Filing this deposit and bid information is necessary only when an individual wishes to participate in a sealed or auction bid sale for timer or vegetative resources.

BURDEN HOURS STATEMENT

Public reporting burden for this form is estimated to average 1 hr. 15 min. per response, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to U.S. Department of the Interior, Bureau of Land Management, (Alternate) Bureau Clearance Officer, (WO-771), 18 and C Streets, N.W. Washington, D.C. 20240, and the Office of Management and Budget, Paperwork Reduction Project (1004-0113), Washington, D.C. 20503.

H-5430-1 – ADVERTISTMENT

Deposit and Bid for Timber/Vegetative Resources

INSTRUCTIONS TO BIDDERS

1. **AUTHORITY** – Timber located on the revested Oregon and California Railroad Grant Lands and on the reconveyed Coos Bay Wagon Road Grant Lands is administered and sold pursuant to authority of the Act of August 28, 1937 (50 Stat. 874; 43 U.S.C. 1181A); timber located on other lands and other vegetative resources on all public lands of the United States under jurisdiction of the Bureau of Land Management are administered and sold pursuant to authority of the Act of July 31, 1947 (61 Stat. 681), as amended, by the Act of July 23, 1955 (69 Stat. 367; 30 U.S.C. 601 et.seq.) Regulations of the Secretary of the Interior governing sale of timber are codified in 43 CFR Group 5400.

2. **QUALIFICATIONS OF BIDDERS** – A bidder for sale of timber/vegetative resources must be either (a) a citizen of the United States, (b) a partnership composed wholly of such citizens, (c) an unincorporated association composed wholly of such citizens, or (d) a corporation authorized to transact business in the State in which the timber/vegetative resource is located.

3. **INSPECTION OF TIMBER/VEGETATIVE RESOURCES** – Bidder is invited, urged and cautioned to inspect the timber/vegetative resource prior to submitting a bid. By executing the timber/vegetative resource sale contract, bidder warrants that the contract is accepted on the basis of his examination and inspection of the timber/vegetative resource and his opinion of its value.

4. **DISCLAIMER OF WARRANTY** – Government expressly disclaims a warranty of the fitness of the designated timber/vegetative resource for any purpose of the bidder; all timber/vegetative resources are to be sold “As Is” without any warranty of merchantability by Government. Any warranty as to the quantity or quality of timber/vegetative resource to be sold is expressly disclaimed by Government.

5. **BIDS** – Sealed or written bids for not less than the advertised appraised price per timber/vegetative resource must be submitted in duplicate to the District Manager who issued *Timber/Vegetative Resource Sale Notice*.

(a) **Sealed Bid Sales** – bids will be received until time for opening which is set out in the Notice. Enclose both copies of bid with required bid deposit in a sealed envelope marked on the outside *Bid for Timber/Vegetative Resource*, time bid is to be opened, tract number, and legal description of land on which timber/vegetative resource is located. In event of a tie, the high bidder shall be determined by lot from among those who submitted the tie bids.

(b) **Auction Sales** – Submission of the required bid deposit and a written bid is required to qualify for oral bidding. Oral bidding shall begin from the highest written bid. No oral bid will be considered which is not higher than the preceding bid. In the event there is a tie in high written bids, and no oral bidding occurs, the bidder who was

the first to submit his bid deposit and written bid shall be declared the high bidder. If the officer conducting the sale cannot determine who made the first submission of high tie written bids, the high bidder shall be determined by lot. High bidder must confirm his bid, in writing, immediately upon being declared high bidder.

(c) Except as otherwise provided in 43 CFR 5442.2, bids will not be considered in resale of timber/vegetative resource remaining from an uncompleted contract from any person or affiliate of such person who failed to complete the original contract because of (1) cancellation for the purchaser’s breach or (2) through failure to complete payment by expiration date.

(d) When it is in the interest of the government to do so, it may reject any and all bids and may waive minor deficiencies in bids or in sale advertisement.

6. **BID FORMS** – All sealed, written bids and confirmation of oral bids shall be submitted on forms provided by Government.

(a) **Lump Sum Sales** – Bids shall specify (1) Bureau of Land Management estimated volume. (2) price per unit, and (3) total purchase price. Estimated volume and price per unit are to be used for administrative and appraisal purposes only. Upon award of contract, high bidder shall be liable for total purchase price, inking any adjustment which may be marked as a result of reappraisal if an extension of time is granted, even though quantity of timber/vegetative resource actually cut, removed, or designated for taking is more or less than the estimated volume or quantity listed.

(b) **Timber Scale Sales** – Bids must state price per thousand board feet that will be paid for each species. High bidder will be determined by multiplying bid price per thousand board feet per species by Bureau of Land Management estimate of volume of each species. Purchaser shall be liable for purchase price of all merchantable timber sold under contract even though all such timber is not actually cut and removed prior to expiration of time for cutting and removal as specified in contract.*

7. **BID DEPOSIT** – All bidders must make a deposit of not less than the amount specified in the *Timber/Vegetative Resource Notice*. Deposit may be in the form of cash, money orders, bank drafts, cashiers or certified checks made payable to the Department of the Interior – BLM. Bid bonds of a corporate surety shown on the approved list of the United States Treasury Department*, or any approved guaranteed remittance approved by the Authorized Officer. Upon conclusion of bidding, the bid deposit of all bidders, except high bidder, will be returned. The cash deposit of the successful bidder may be applied toward the required sale deposit and/or the purchase price. Cash not applied to the sale deposit or the purchase price, or a corporate surety bid bond, will be returned at the time the contract is signed by the Government.

H-5430-1 – ADVERTISMENT**Deposit and Bid for Timber/Vegetative Resources**

INSTRUCTIONS TO BIDDERS

8. **AWARD OF CONTRACT** – government may require high bidder to furnish such information as is necessary to determine the ability of bidder to perform the obligation of contract. Contract will be awarded to high bidder, unless he is not qualified or responsible or unless all bids are rejected. If high bidder is not qualified or responsible or fails to sign and return the contract together with required performance bond and any required payment, contract may be offered and awarded to the highest bidders qualified, responsible, and willing to accept the contract.

9. **TIMBER/VEGETATIVE RESOURCE SALE CONTRACT** – To be executed by purchaser, have been prepared by Government, and may be examined in the District Manager's office.

10. **PERFORMANCE BOND** –

(a) A performance bond in an amount of not less than 20 percent of total purchase price is required, but the amount of the bond shall not be excess of \$500,000, except when the purchaser opts to increase the minimum bond to permit cutting prior to payment as provided in 43 CFR 5451.2, or in the event the purchaser is a holder of an unresolved default the bond may be increased as provided in 43 CFR 5450.1(b). Performance bond may be (1) bond of corporate surety shown on approval list issued by the United States Treasury Department and executed on an approved standard form, (2) personal surety bond executed on an approved standard form if Government determines principals and bondsman are capable of carrying out the terms of the contract, (3) cash bonds, (4) negotiable securities of the United States, or (5) Any guaranteed remittance approved by the Authorized Officer.

(b) If purchaser elects to cut timber without skidding or yarding it to a loading point or removing it prior to the payment of the second or subsequent installments, Government shall require an increase in amount of performance bond initially required by an amount equal to the value of timber to be cut. Such increase must be on a bond rider form supplied by Government and be approved, in writing, by Government prior to cutting timber covered by the bond increase. This increased amount of bond shall be used to assure payment for timber cut in advance of payment. *

11. **PAYMENT BOND** – If purchaser elects to (a) cut and remove timber, or (b) remove timber already cut which has been secured by an increased performance bond as provided in paragraph 10(b) above, before payment of the second or subsequent installments. Government shall require a payment bond on a form supplied by Government. Purchaser shall obtain written approval from Government of payment bond prior to cutting and/or removal of timber covered by the bond increase. This increased amount of bond shall be used to assure payment for timber cut and/or removed in advance of payment.*

12. **PAYMENT OF PURCHASE PRICE** – For sales of \$500 or more, Government may allow payment by installments. Except as discussed in paragraphs 10 and 11 above, no part of any timber/vegetative resource sold may be severed, cut, or removed unless advance payment has been made as provided in contract.

13. **LIQUIDATED DAMAGES** – Within thirty (30) days from receipt of *Timber/Vegetative Resource Sale Contract*, the successful bidder shall sign contract and return it to Government, together with required bond and any required payment. If successful bidder fails to comply within the stipulated time, his bid deposit shall be retained by Government as liquidated damages.

14. **NINETY-DAY SALES** – If no bid is received within time specified in the advertisement of sale and if Government determines that there has been no significant rise in the market value of timber/vegetative resource, it may, in its discretion, keep the sale open, not to exceed ninety (90) days.

15. **UNAUTHORIZED USE OF GOVERNMENT PROPERTY** – A sale may be refused to high bidder who has been notified that he has failed to make satisfactory arrangements for payment of damages resulting from unauthorized use of, or injury to, property of the United States.

16. **EQUAL OPPORTUNITY CLAUSE** – This contract is subject to the provisions of Executive Order No. 11246 of September 24, 1965, as amended, which sets forth the nondiscrimination clauses. Copies of this order may be obtained from the District Manager, 43 CFR 60-1.7(b) requires that the Equal Opportunity *Compliance Report Certification* will be completed by prospective contractors. Certification may be obtained from District Manager.

17. **LOG EXPORT** – All timber offered for sale except as noted in the Timber Sale Notice is restricted from export from the United States in the form of unprocessed timber and cannot be used as a substitute for exported private timber. For the purpose of this contract, unprocessed timber is defined as: (1) any logs except those of utility grade or below, such as saw logs, peeler logs, and pulp logs; (2) cants or squares to be subsequently remanufactured exceeding eight and three quarters inches in thickness; (3) split or round bolts or other round wood not processed to standards and specifications suitable for end product use.

18. **DETAILED INFORMATION** – Detailed information concerning contract provisions, bid, performance bond forms, tract maps, and access conditions may be obtained from the District Manager. All persons interested in bidding on the products listed are encouraged to familiarize themselves with all such detailed information.

*U.S. GOVERNMENT PRINTING OFFICE: 1990-832.998

H-5430-1 - ADVERTISEMENT

Notice of Requirement for Certification of Non-segregated Facilities

Form 1140 – 4
(June 1974)

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, 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 request for proposal where prospective nonexempt contracts may exceed \$10,000.

H-5430-1 - ADVERTISEMENT

Self-Certification Clause

Form 5430-1
(May 1965)
(Formerly 4 - 1560)

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

SELF CERTIFICATION CLAUSE
BIDDERS STATEMENT

The bidder represents that he is is not a small business concern as defined by Title 13, Chapter 1, Part 121 of the Code of Federal Regulations, as amended.

(Date)

(Signature of Bidder)

Title 18 USC, sec. 1001, makes it a crime for any person knowingly and wilfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

INSTRUCTIONS

In order to qualify for a set-aside sale, all bidders *must* certify to being a small business concern by submitting an executed Self Certification Clause.

The date on the Self Certification Clause and the sale date *must be the same*.


A Self Certification Clause *must* accompany the deposit to qualify for *each* set-aside sale. After a sale award is made,

the Self Certification Clause will be immediately returned, with the deposit, to the unsuccessful bidders but may be re-submitted to qualify for other set-aside sales offered on the *same* date.

The Self Certification Clause submitted by the successful bidder will be retained by the Bureau of Land Management.

GPO 850-444
GPO 908718

H-5430-1 - ADVERTISEMENT
Small business Certification Required on All
Preferential Sales of Set-Aside Timber

Agency Forest	Sale Name
 SMALL BUSINESS CERTIFICATION REQUIRED ON ALL PREFERENTIAL SALES OF SET-ASIDE TIMBER	

The purchaser certifies, at the time of executing timber sale Contract No. _____,
To which this statement is annexed, that in accordance with the Rules and Regulations (13 CFR 121) of the Small Business Administration (SBA):

1. His firm (a) is primarily engaged in the logging or forest products industry; (b) is independently owned and operated; (c) is not dominant in its field of operation; and (d) employs, together with its affiliates, 500 or fewer persons.

2. (a) He agrees not to sell and/or exchange more than 30 percent (50 percent in the case of Alaska) of the timber of log volume from this preferential sale to concerns not meeting SBA'S small business size standard. Such timber and log volume comprises logs, bolts and pieces that are suitable for manufacture into lumber dimension and/or veneer and normally appraised as such. Timber and log volume of the preferential sale includes the contract rights, standing and down trees or portions thereof.

(b) Whenever he does sell and/or exchange timber or logs from this preferential sale, records of such transactions will be maintained for a period of three years showing the name, address, and SBA size status (i.e., whether large or small) of each concern to whom the timber or logs were sold or disposed and the species, grades and volumes involved. In the event of such sale or sales, purchaser shall also require other purchasers to maintain similar records for a period of three years (OMB Approval No. 0596-0021). A signed certificate similar to this one will be obtained from each party buying such timber and will be retained for review in event of investigation.

(c) If his concern is purchased by, becomes controlled by, or merged with a large business, so much of such timber and log volume from this preferential sale as is necessary will be sold (not bartered) to one or more small businesses for compliance with the 30 percent (50 percent in the case of Alaska) restriction.

3. He agrees that if he utilizes log volume from this preferential sale in the manufacture of a product, such manufacture will be done with his own facilities or those of another concern that qualifies as a small business.

4. He understands that in addition to other penalties which may be imposed for violating the foregoing, he may be declared ineligible to participate in future Federal timber sales.

Signed _____

Date _____

SBA FORM 723 (11-84) SOP 60 06
GPO 910-744

PREVIOUS EDITIONS ARE OBSOLETE
USE 1-76 EDITION UNTIL EXHAUSTED

WHITE COPY TO TIMBER PURCHASER
YELLOW COPY TO AGENCY CONTRACT FILE
PINK COPY TO SBA AREA INDUSTRIAL SPECIALIST

H-5430-1 – ADVERTISTMENT

Example of Forest Product Sale Withdrawal Notice

UNITED STATES
Bureau of Land Management
Medford District
3040 Biddle Road
Medford, Oregon 97501

May 13, 1984

SPECIAL NOTICE TO ALL PROSPECTIVE PURCHASERS

The Cur Creek Timber Sale, Tract 84-3 which was scheduled for sale in June 1984 has been delayed. It will be sold in July 1984. The volume on this sale has been increased from 2 MMBF to over 11 MMBF so the sale requires a review by our State Office.

Also, the 9-5 Resale, Misc. GP-5 has been withdrawn from sale on May 14, 1984, and has been rescheduled for sale on May 28, 1984.