

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

**2020.0005 – Finite Space CT –2,625 MBF (Set-Aside Sale)**

TIMBER SALE NOTICE – ADVERTISED SUPPLEMENT

NOTICE IS HEREBY GIVEN that the Bureau of Land Management will offer for sale timber as described herein for sealed bid 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. Sealed bids will be received by the District Manager, or his representative, at 1300 Airport Lane, North Bend, Oregon 97459. The timber sale will commence at 10:00 a.m. PST, on Friday, **August 28, 2020**.

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 sales: ORC03-TS-2020.0005, Finite Space CT SET-ASIDE SALE at <http://go.usa.gov/xmwUe>

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 July 28, 2020. 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 SEALED BID submitted in duplicate 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 for submission of a sealed bid for the 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. Sale award to the high bidder will not be made for a period of five days. During this period, a bidder or other interested party may protest the small business status of the high bidder. If a protest is made, the sale award will be suspended pending determination of the bidder's qualifications by the Small Business Administration. Protests must be submitted in writing.

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. Form 5440-9 must be submitted in duplicate per the instructions on the form. All persons signing Form 5440-9 must be authorized in writing by the purchaser to do so. All sealed bids must be accompanied by the attached Form No. 5430-11, 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. In the event there is a tie in high sealed bids, the apparent high bidder shall be determined by lot.

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. 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 installments 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) 756-0100.

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. ORC03-TS-2020.0005  
Finite Space CT

COOS BAY DISTRICT OFFICE  
UMPQUA RESOURCE AREA

SALE DATE: August 28, 2020  
SALE TIME: 10:00 a.m.

SALE NO. ORC03-TS-2020.0005, Finite Space CT

**SBA SET-ASIDE-SALE**

DOUGLAS COUNTY: OREGON: O&C: SEALED BIDS: Bid deposit required: \$23,500.00

All timber designated for cutting on: T. 20 S., R. 9 W., Sec. 3, Lot 6, NW¼ SE¼, T. 20 S., R. 9 W., Sec. 10, SE¼, Sec. 11, Lots 3, 5, 6, 7, 11, 12, 13, 14, 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 |
|--------------------------|-----------------------|-----------------|-----------------------|-------------------------|--------------------------------------|
| 6,797                    | 2,160                 | Douglas-fir     | 2,535                 | \$91.20                 | \$231,192.00                         |
| 618                      | 48                    | Red Alder       | 64                    | \$33.70                 | \$2,156.80                           |
| 122                      | 22                    | Western Hemlock | 26                    | \$34.50                 | \$897.00                             |
| <b>7,537</b>             | <b>2,230</b>          | <b>Totals</b>   | <b>2,625</b>          |                         | <b>\$234,245.80</b>                  |

**SEALED BIDS WILL BE RECEIVED BY THE DISTRICT MANAGER, OR DESIGNATED REPRESENTATIVE, AT THE BUREAU OF LAND MANAGEMENT COOS BAY DISTRICT OFFICE, 1300 AIRPORT LANE, NORTH BEND, OREGON 97459 BY 10:00 AM PACIFIC TIME, ON FRIDAY, AUGUST 28, 2020. SEALED BIDS SHOULD BE CLEARLY MARKED, "ATTN: SEALED BID FINITE SPACE CT TIMBER SALE".**

**BIDDERS MUST SUBMIT A WRITTEN BID ON FORM 5440-9 ON A PRICE PER UNIT (MBF) OF THE DOUGLAS-FIR VOLUME. THE BID MUST NOT BE LESS THAN THE APPRAISED PRICE OF \$91.20/MBF. ALL OTHER SPECIES WILL BE SOLD AND THE APPRAISED PRICE PER UNIT (MBF).**

**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). 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.

COOS BAY SALE NO. ORC03-TS-2020.0005  
Finite Space CT

CRUISE INFORMATION: With respect to merchantable trees of all species in all cruise strata: the average DBHOB is 18.0 inches: the average gross merchantable log contains 85 bd. ft.; the total gross volume is approximately 2,740.0 thousand bd. ft.; and 95% recovery is expected. The average DBHOB for Douglas-fir is 18.5 inches; and the average gross merchantable log contains 87 bd. ft. The following cruise methods were used for volume determination:

3P: The Douglas-fir has been cruised using the 3P system with 81 sample trees. 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. The volumes are 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 Western hemlock and Red Alder were based on a 100% cruise, using form class tables for estimating board foot volume of trees in 16-foot logs.

CUTTING AREA: Unit 1-4 contains 82 acres of partial cut and 22 acres of group select areas, for a total of 104 acres. There are 3 acres of road right-of-way to be cut. Acreage data was collected using a Trimble R1 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, Douglas County Roads, government-controlled roads, and privately controlled roads.

DIRECTIONS TO SALE AREA: From Coos Bay, travel north on Highway 101. Turn right on Smith River Road heading east for 32 miles, turn left on West Fork Smith River Rd, travel 9 miles, turn left on Road 20-9-11.2 and refer to Exhibits A and A-1 for unit locations.

ROAD USE & MAINTENANCE: Purchaser shall pay a maintenance and rockwear obligation totaling \$45,378.21 to the Government. Road use fees totaling \$2,198.40 are payable to Roseburg Resources. Purchaser shall enter into a license agreement with Roseburg Resources Company. Purchaser shall maintain approximately 3.3 miles of road.

OPTIONAL CONTRIBUTION: Purchaser will have the option of performing pile burning or contributing \$3,894.00 in lieu thereof. The option must be declared prior to contract execution. Piling and covering are not included in the Optional Contribution and will remain the responsibility of the purchaser. [42.e.\(3\)\(v\)](#)

ROAD CONSTRUCTION: Road construction and improvement estimates include the following

4.55 stations Class SN-16 road

48.5 stations Class SN-12 road

Refer to Exhibit C and D

Surfacing:

1,118 cu. yds. of 1½-inch minus crushed hardrock

455 cu. yds. of 3-inch minus crushed hardrock

430 cu. yds. of 6-inch minus crushed hardrock

Drainage:

100 linear feet of 24-inch CPP Double Wall 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. Seasonal restrictions or daily timing will apply in the Seasonally Restricted Area, as shown on Exhibit A. [42b3](#), [42c2](#)
5. Directional felling is required away from roads, property lines, posted boundaries, orange-painted reserve trees, and snags. [42b4](#)
6. Cutting or yarding during high sap flow, March 31 through July 1, may be restricted by the Authorized Officer. [42b5](#)
7. In the Partial Cut Area, conifer trees will be bucked to a maximum of 41-foot lengths. [42b7](#)
8. All trees eight (8) inches DBHOB and larger designated for cutting in the Group Select Area shall be felled and yarded concurrently with all other trees designated for cutting in the Group Select Area. [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. [42b11](#)
10. In the Cable Yarding Area, one-end suspension is required. Lift trees and/or intermediate support trees may be necessary to achieve suspension. [42b13](#)
11. No-harvest zones will be maintained adjacent to stream channels. Corridor trees felled within the no-harvest zone shall be left on site. Trees within 120 feet of any draw shown on exhibit A shall be directional felled toward the draw and left on-site. [42b16](#)
12. Full-log suspension will be required over stream channels. Where full suspension cannot be achieved, yarding will occur during the dry season. [42b17](#)
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. [42b18](#)
14. The yarding machine shall utilize slash on skid trail as directed. [42b20](#)
15. All harvesting equipment must be approved in writing by the Authorized Officer prior to any operations. [42b20a](#)
16. Ground-based operations shall be conducted when soil moisture content is below 25% plastic limit, as determined by the Authorized Officer. [42b20b](#)
17. 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. [42b21](#)
18. 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. [42b21a](#), [42b14](#)
19. Road building and logging equipment will be washed prior to moving into the Contract Area to minimize the spread of noxious weeds. [42b25](#) and [Exhibit F](#)
20. Hauling on dirt surfaced roads will be permitted between June 1 and October 15, unless dry conditions extend the hauling season. [42b26](#)

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Finite Space CT

21. Any required construction, improvement, or renovation of structures and roads shall occur during the dry season, June 1 through October 15, both days inclusive, of the same calendar year unless dry conditions extend the construction season. [42c2](#)
22. You must enter into a license agreement with Roseburg Resources. Road use fees and Road Maintenance fees totaling \$2,198.40 are payable to Roseburg Resources Co. [42d5](#)
23. BLM will assume supervisory responsibility for disposal of logging slash. [42e1](#)
24. Hand or machine piling is required in Roadside Hazard Reduction Area. [42e3b](#)
25. Within 1 year following the completion of yarding operations, create approximately 520 snags as directed by the Authorized Officer. [42f1](#)

SCHEDULE I

Sec. 41. TIMBER RESERVED FROM CUTTING. The following timber on the Contract Area, shown on Exhibit A, which is attached hereto and made a part hereof, is hereby reserved from cutting and removal under the terms of this contract and is retained as the property of the Government:

- a. All timber on the Reserve Area, shown on Exhibit A, and all blazed, orange painted and/or posted trees which are on or mark the boundaries of the Reserve Area.
- b. All orange painted reserve trees marked above and or below stump height within the Partial Cut Area and Group Select areas, as shown on Exhibit A.
- c. All existing standing dead trees within the Partial Cut Area and Group Select areas except those trees which must be felled to permit safe working operations. Snags felled for safety reasons shall be left on site.
- d. Pacific yew and hardwood trees, other than red alder, are reserved from cutting, except within road right-of-ways and group select areas.
- e. All existing coarse woody debris within the Contract Area, unless the Authorized Officer determines the volume to be included in the Exhibit B, which is attached hereto and made a part hereof.
- f. All Bearing Trees with metal tags which mark property corners.