



Foothills Campus
Colorado State University
Fort Collins, Colorado 80523
(303) 491-8660

March 10, 1992

Donna Hepp
US Forest Service
Redfeather Ranger District
210 E. Olive
Fort Collins CO 80524

Dear Donna:

Please add my comments to the proposed Integrated Resource Management Project in the Swamp Creek and Lady Moon areas.

The Colorado State Forest Service has leased the 1/2 section in Section 16, T9N, R73W from the State Land Board for forest management purposes. We plan to conduct timber sales during the next few years to improve forest and range quality and to produce revenue for the Board. This State land is within your proposed project area.

Nearly all of our activities will be conducted on a commercial basis. They should be compatible with your management objectives even though the primary emphasis is not the same.

If possible, we would like to use existing roads on the National Forest to access the northern part of the half-section.

Are any of your planned activities such as timber sales, prescribed burning, pre-commercial thinning, and proposed campgrounds adjacent to the State land? I would like to work with you to coordinate both our activities where possible.

Vegetative management is a definite need for this area. I support goal-oriented activities that utilize silvicultural techniques and commercial operations to achieve those goals.

Sincerely,

A handwritten signature in cursive script that reads "Ray Mehaffey".

Ray Mehaffey
District Forester

RLMkrp



United States
Department of
Agriculture

Forest
Service

Arapaho and Roosevelt
National Forests

Redfeather RD
210 E. Olive
Fort Collins, CO 80524

Reply to: 1950/2430

Date: February 21, 1992

Ray Mehaffy
Colorado State Forest Service
Foothills Campus, Building 360
Colorado State University
Fort Collins, CO 80523

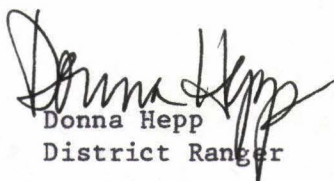
Dear Ray Mehaffy:

The purpose of this letter is to inform you of our plans to begin an analysis of a proposed Integrated Resource Management Project in the Swamp Creek and Lady Moon areas of the Redfeather Ranger District. We are offering you an opportunity to express your concerns or ask any questions you may have concerning this proposed project. The scheduled date for implementation of this project is July, 1992.

Please take time to review the enclosed Scoping Statement and the accompanying maps. All comments are welcome and will be considered in our analysis. We will use your information to identify issues and concerns and to help develop alternative ways of carrying out the proposed actions.

If you have any comments, concerns or questions about this proposed project, we would like to hear from you by no later than March 15, 1992. Please feel free to write to me at the address above, or call Paul Langowski of my staff, at (303) 498-1375.

Sincerely,


Donna Hepp
District Ranger

Enclosures (8)

FEB 27 1992
FT. COLLINS DISTRICT

| | |
|-----|-------|
| DF | _____ |
| ADF | _____ |
| FOR | _____ |
| SEC | _____ |
| DED | _____ |
| TSI | _____ |
| | _____ |



Reply to: 1950/2430

Date: February 21, 1992

Ray Mehaffy
Colorado State Forest Service
Foot Hills Campus, Building 360
Colorado State University
Fort Collins, CO 80523

Dear Ray Mehaffy:

The purpose of this letter is to inform you of our plans to begin an analysis of a proposed Integrated Resource Management Project in the Swamp Creek and Lady Moon areas of the Redfeather Ranger District. We are offering you an opportunity to express your concerns or ask any questions you may have concerning this proposed project. The scheduled date for implementation of this project is July, 1992.

Please take time to review the enclosed Scoping Statement and the accompanying maps. All comments are welcome and will be considered in our analysis. We will use your information to identify issues and concerns and to help develop alternative ways of carrying out the proposed actions.

If you have any comments, concerns or questions about this proposed project, we would like to hear from you by no later than March 15, 1992. Please feel free to write to me at the address above, or call Paul Langowski of my staff, at (303) 498-1375.

Sincerely,

Donna Hepp
District Ranger

Enclosures (2)

SCOPING STATEMENT
for
Swamp Lady
Integrated Resource Management Project

SCOPING

Scoping is a necessary part of an environmental analysis process for determining all issues related to a proposed action (40 CFR 1501.7). The purpose of scoping is to seek thoughts and ideas from individuals, groups, and organizations who may be affected by a proposal and/or are interested in a proposal. In addition, scoping identifies management concerns and opportunities related to a proposed project or action. The comments received through the scoping process will be considered during project evaluation and design.

Description of the Proposed Swamp Lady Integrated Resource Management Project

The Forest Service proposes to manage the vegetation and other resources in the Swamp Creek and Lady Moon areas of the Redfeather Ranger District. This integrated management of resources will include offering for sale approximately 300 to 600 MBF of sawlogs and products other than logs in the Swamp Creek area in order to salvage blown down timber, reduce fuels accumulations and protect regeneration from dwarf mistletoe.

In addition to commercial harvesting, noncommercial treatments such as precommercial thinning, site preparation and prescribed burning are anticipated to be an integral part of the proposed action.

In the Swamp Creek area, continuing to provide Christmas trees to the public is another objective of this proposed project.

A vegetation treatment plan would be implemented for Bellaire Lake Campground and the Manhattan Road Corridor on approximately 100 to 200 acres.

Please refer to the attached map showing the proposed area. The planning area consists of approximately 24,770 acres.

The location of the proposed project area is Sections 31 - 34, T. 10 N., R. 73 W., Sections 1 - 20, T. 9 N., R. 73 W., Sections 6 - 8 and 18, T. 9 N., R. 74 W., and Sections 1, 12 and 13, T. 9 N., R. 72 W. 6th PM, Larimer County, Colorado.

Access to the area would be on the Manhattan Road either from the south, via the Poudre Canyon (Highway 14), or from the north via the Redfeather Lakes Road C. Access into the cutting areas from the main roads would be on temporary roads and skid trails, which would be obliterated after removal of the wood is completed. No new specified road construction is anticipated at this time. It is anticipated that most of the planned

Access for
CSFS

timber harvesting would occur west and southwest of the Manhattan Road Corridor.

A combination of live and dead trees would be cut by commercial operators. Dead, blown down timber would be salvaged, which would reduce the fuels in the area. This fire hazard reduction would benefit the private landowners in the area as well as protect the regenerated trees which are a benefit to wildlife as cover. Removal of live trees would release the remaining trees to grow more vigorously and eliminate the necessity to reenter the area to remove any further blow down. Another benefit would be the reduction of dwarf mistletoe in the overstory trees, protecting the regeneration from the possibility of mistletoe infection. In areas where harvesting would occur, a minimum of three snags per acre would be left standing to provide habitat for cavity nesting birds.

A portion of the planning area has been managed for an annual Public Christmas Tree Sale. Noncommercial and commercial treatments would be implemented to manage the area for the long term production of Christmas trees.

Vegetation treatment for the Bellaire Lake Campground and the Manhattan Road Corridor may include timber harvesting, as well as some prescribed burning to reduce fuels and provide fire hazard protection.

The proposed project would be designed to implement and be consistent with the Forest Land and Resource Management Plan for the Arapaho and Roosevelt National Forests and Pawnee National Grassland (The Forest Plan). The Swamp Lady planning area contains three Forest Plan Management Areas:

- Management Area 2B emphasizes dispersed recreation for roaded natural and rural recreation opportunities.
- Management Area 4B emphasizes special habitats for wildlife or fish species.
- Management Area 5B emphasizes big game wildlife winter range.

These management areas are outlined on the attached map.

Management Concerns, Recommendations and Opportunities

Initial scoping for this project was conducted on November 6, 1991, at a meeting of the Redfeather Ranger District Interdisciplinary Team. The following management concerns, recommendations and opportunities for each resource in the planning area were identified at that meeting.

RECREATION

Management Concerns:

This area is one of the most highly impacted areas on the District from recreation use. The Manhattan Road is used continuously.

Bellaire Lake Campground will be expanded to the southwest. Two new campgrounds are proposed for the vicinity within the next 10 years. This will bring increased recreation use to the planning area.

The many dispersed campsites in the planning area need to be managed, including closing areas near riparian zones to protect soil and water resources.

Four wheel drive and off-highway vehicle (OHV) use west of the Swamp Creek area must be managed.

Recommendations and Opportunities:

In coordination with the Bellaire Lake Campground expansion, all dispersed sites between the campground and the Manhattan Road should be closed.

Until the campground expansion is completed, the dispersed sites along the Manhattan corridor must be managed, including closing areas near riparian zones and restoring highly impacted sites.

Develop more trails into the Lady Moon area (if it doesn't interfere with wildlife solitude). There is a need to develop a recreation plan for the Lady Moon area, since increased use is expected (mtn. bikes, horseback, etc.). Things to consider are: capacities, coordination with wildlife and seasonal needs.

Develop a proposed trailhead for OHV and snowmobile use on the Bald Mountain Jeep Road.

VISUAL RESOURCES

Management Concerns:

The area is mostly seen as foreground from the Manhattan Road.

Visual resources have been improved along the Manhattan Road corridor as part of previous vegetation management projects which were designed to increase site distances and create vistas.

There are limited opportunities to increase aspen in the area.

Recommendations and Opportunities:

There are opportunities to create new vistas and highlight other features and views.

CULTURAL RESOURCES

Management Concerns:

Many historic sites exist in the Lady Moon area, as well as some prehistoric sites.

Recommendations and Opportunities:

There are some good opportunities for interpretation (non-motorized) in the Lady Moon area, but needs to be coordinated with wildlife concerns.

A complete Cultural Resources inventory and report of the project location will be completed prior to making a decision on the project.

LANDS

Management Concerns:

Utility improvements such as powerlines and buried telephone cables are present in the planning area. In addition to existing improvements, Poudre Valley REA is currently constructing a powerline through the Lady Moon area and US West is in the process of burying fiberoptic cable along the Manhattan Road and will be going through Lady Moon during the summer of 1992. Protection of these improvements must be considered when planning any activity.

Planned harvesting activities must be coordinated with the limited mineral activity occurring in the area west of Prohibition Mountain.

Outfitter guide use is occurring on trails in Lady Moon and Prohibition areas. Planned activities will need to be coordinated with this use.

The status of a special use road permit in the Phantom Lake area (section 3) is in question and must be determined.

Recommendations and Opportunities:

Continue landline boundary posting.

ROADS

Management Concerns:

The District is concentrating its road closure activities during 1992 in this area because the open road density is high. There is a need to reduce the amount of open roads in order to minimize impacts on the soil and water resources and wildlife. Planned activities should not increase the number of open roads in the area.

Recommendations and Opportunities:

There is an opportunity to close roads following use by timber sale contractors.

TIMBER/SILVICULTURE

Management Concerns:

There is a need to remove and utilize wood that has been blown down as a result of major windstorms that have occurred in the area.

The high incidence of dwarf mistletoe in the live overstory is a threat to the existing regeneration in the area. Protection of the regeneration in the Swamp Creek area is important to ensure adequate supply of Christmas trees to meet annual public demand.

Recommendations and Opportunities:

Salvage blown down trees to reduce fuels accumulations.

Use vegetation treatment to help with management of dispersed recreation sites along the Manhattan Road corridor.

Implement the Bellaire Campground Vegetation Management Plan.

Design overstory removal treatment for dwarf mistletoe control.

Identify stands appropriate for personal use pole and pole harvesting.

Consider continuing to provide regeneration over the long term for Christmas trees in the Swamp Creek area. Check on the opportunity to extend the existing road to connect old Elkhorn clearcuts with the Swamp Creek area to provide more accessible areas.

Perform precommercial thinning on overstocked stands to release the remaining trees from competition allowing them to grow more vigorously and therefore reduce susceptibility to insect and disease attacks.

FIRE/FUELS

Management Concerns:

Fuels accumulations are significant due to blowdown in the planning area. The current levels of fuels accumulations could support a high intensity fire with a high resistance to control in portions of the planning area.

Fire protection around campgrounds is needed. This may include broadcast burning.

On the ^{North} east end of the area, fuels reduction is needed for the protection of the Redfeather Lakes community.

Recommendations and Opportunities:

Maintain the Manhattan corridor for fuels reduction.

Use the Bald Mountain Jeep Road for fire protection.

On the east side of the Lady Moon area (north of Elkhorn Creek), there are opportunities for prescribed burning to maintain the ponderosa pine ecosystem in support of wildlife habitat.

Important opportunities exist for interpretation of fire ecology in this area.

A prescribed burn took place in Lady Moon during the fall of 1991. Opportunities for other burns exist in the area for the purposes of wildlife habitat improvement and fuels reduction.

WILDLIFE

Management Concerns:

Managing for Christmas trees may have effects on wildlife. Depending on how long that age class is maintained, the diversity could be limited to early successional stage dependent species over the long term.

Riparian management is important in this area, both for beaver habitat and for grazing.

Wildlife solitude is the most important objective in the Lady Moon area and needs to be maintained. Lady Moon is a large island of transitional range surrounded by development.

The ponderosa pine ecosystem is unique and important habitat for certain species.

There is a need to determine whether or not old growth characteristics can be developed in the area.

Recommendations and Opportunities:

Maintain riparian areas for wildlife migration routes.

Opportunities for developing a Watchable Wildlife program are good in this area.

"Fishability" can be improved by doing fisheries development.

There are approximately 60 acres of aspen available to be regenerated.

RANGE

Management Concerns:

The management plan for the allotment in this area needs to be revised.

Range/wildlife conflicts need to be controlled.

Recommendations and Opportunities:

There is an opportunity to reduce range/wildlife conflicts by creation of additional forage.

SOILS

There were no concerns or opportunities identified.

WATERSHED

There were no concerns or opportunities identified.

The Nature of the Decision

The District Ranger of the Redfeather Ranger District, Arapaho and Roosevelt National Forests will make the decision on this proposal.

The Process

An Interdisciplinary Team of Redfeather Ranger District personnel will consider and evaluate public comments and develop a reasonable range of alternatives to carry out the proposed action. The number of alternatives depends on the number of issues and concerns identified. As a minimum,

there will be two alternatives: the proposed action as described above, and a no-action alternative.

The significance of the issues raised will aid the District Ranger in determining whether the analysis will be documented in an Environmental Impact Statement or an Environmental Assessment.

A final decision will be made in either a Record of Decision, Decision Notice , or a Decision Memorandum. The decision will be subject to appeal according to existing regulations.

Timing Needs or Requirements

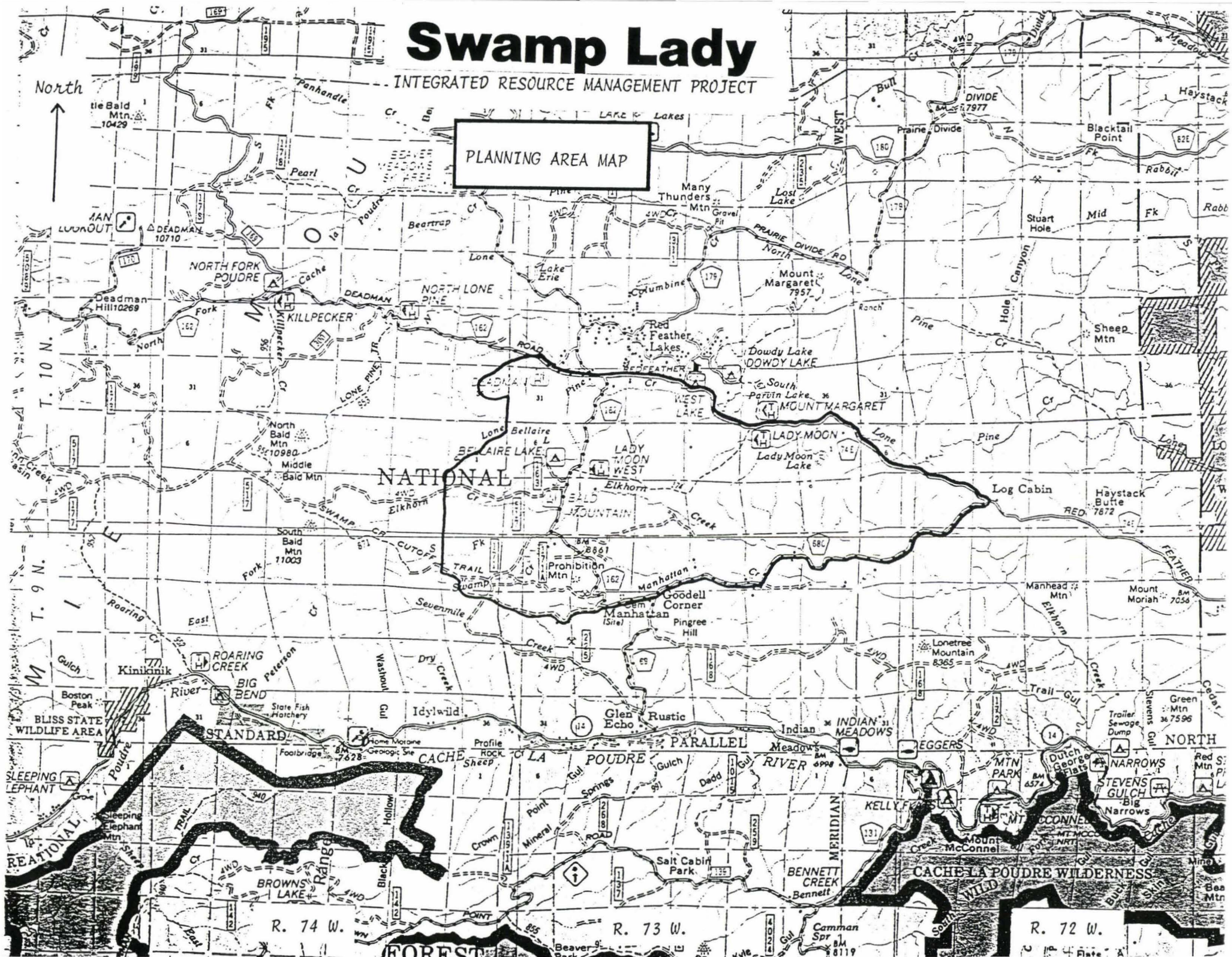
We would like to make a decision on this analysis by July 30, 1992. In order to remain on schedule, we request that your comments and ideas be submitted no later than March 15, 1992. Please send your comments to:

Donna Hepp
Redfeather Ranger District
210 E. Olive
Fort Collins, CO 80524

Swamp Lady

INTEGRATED RESOURCE MANAGEMENT PROJECT

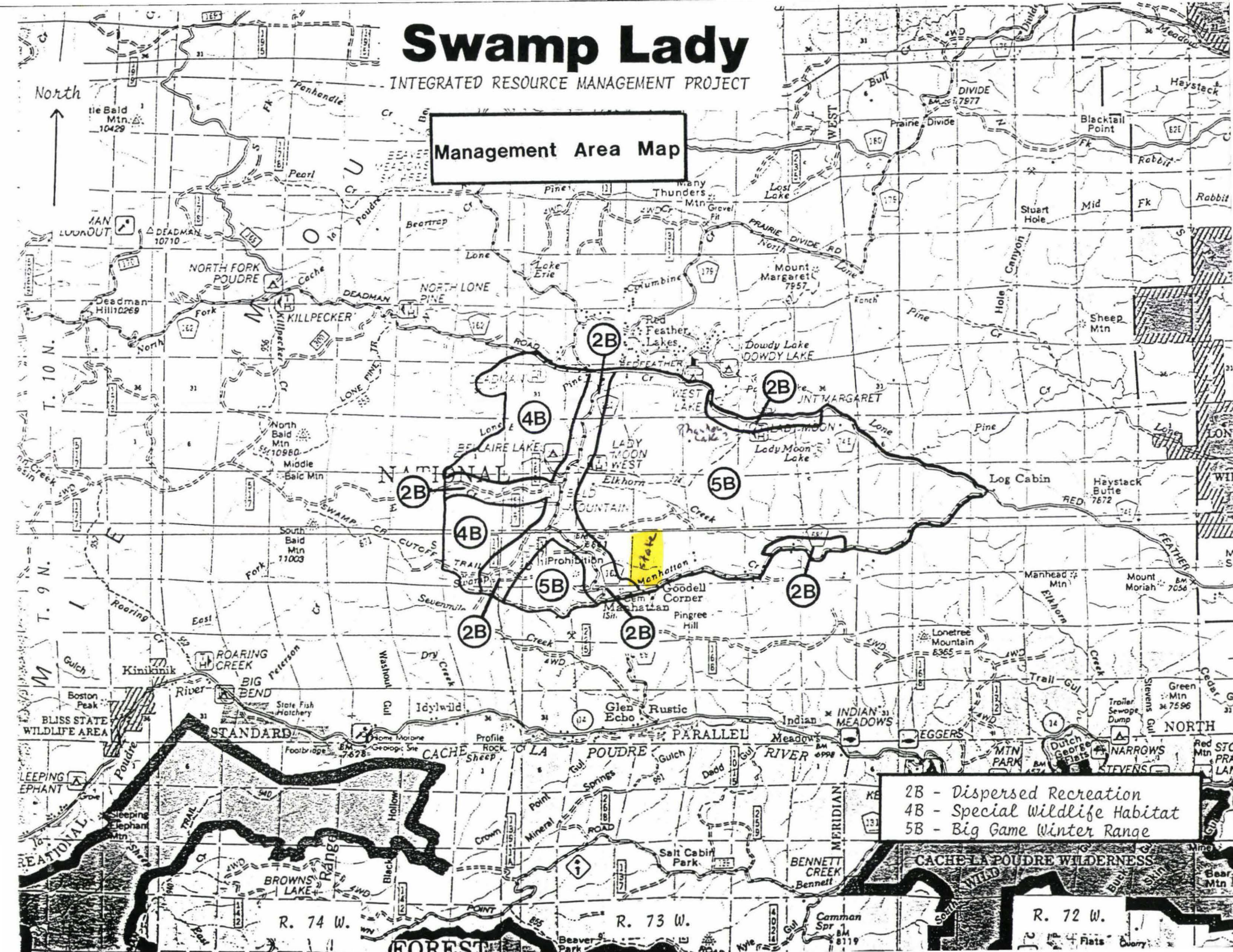
PLANNING AREA MAP



Swamp Lady

INTEGRATED RESOURCE MANAGEMENT PROJECT

Management Area Map



United States
Department of
Agriculture

Forest
Service

Arapaho and
Roosevelt NF

Redfeather Ranger District
1311 S. College Ave 3rd Flr
Ft. Collins, CO 80524
303-498-1375

Reply To: 2430

Dear Prospective Timber Purchaser:

Date: September 11, 1995

The Arapaho and Roosevelt National Forests, Redfeather Ranger District is offering the following timber sales which are located within Larimer County Colorado. SEP 12 1995
FT. COLLINS DISTRICT
Wjhs

Sale Name: Swamp Salvage # 1, 2 and 3

Sale Location: Sections 18 and 19, T.9N., R.73W., 6th P.M.

Species and Product: Lodgepole pine and Other Species - Sawlogs and
Products Other Than Logs (POL)
Dead and Other Species - POL

| <u>Estimated Volume:</u> | <u>Swamp Salvage # 1</u> | <u>Swamp Salvage # 2</u> | <u>Swamp Salvage # 3</u> |
|--------------------------|--------------------------|--------------------------|--------------------------|
| Sawlogs, CCF | - | 7 CCF | 11 CCF |
| POL- dead CCF | 49 CCF | 18 CCF | 31 CCF |
| POL- live CCF | - | 1 CCF | 5 CCF |

| <u>Minimum Acceptable Bid:</u> | <u>Product</u> | <u>Minimum Bid</u> |
|--------------------------------|----------------|--------------------|
| | Sawlogs | = \$ 68.11/CCF |
| | POL | = \$ 23.61/CCF |

Minimum bid includes required deposit for road maintenance of \$2.00/CCF for sawlogs and \$1.00/CCF for POL.

Termination Date: All sales will have a scheduled termination date of September 30, 1996

Haul Route: The designated haul route is FDR 171, County 162 and 74E.

Payments: Full payment for timber will be required in advance of operations.

BIDDING: These are SEALED BID sales. Bidders must submit sealed bids on prepared forms available at the Redfeather Ranger District Office for each sale. The forms include instructions for bidding and submission of the required BID GUARANTEE (Cash, Money Order, Certified Check, NO Personal Checks).

| | <u>Swamp Salvage # 1</u> | <u>Swamp Salvage # 2</u> | <u>Swamp Salvage # 3</u> |
|---------------|--------------------------|--------------------------|--------------------------|
| Bid Guarantee | \$500.00 | \$500.00 | \$500.00 |

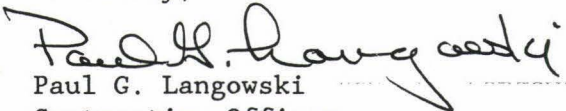
Bids will be opened on September 25, 1995 at 1:30 PM at the District Office.

GENERAL: Prospective purchasers are encouraged to make their own volume estimates.

AWARD. In order to award these timber sales, the Contracting Officer (CO) is required to make an affirmative determination of purchaser responsibility in accordance with 36 CFR 223.101.

If you are interested in these sales, please feel free to come to our District Office at 1311 S. College Ave, Fort Collins, CO, to review the sample permits, or ask any questions you may have.

Sincerely,


Paul G. Langowski
Contracting Officer

| | | |
|--|------------------------------|--|
| U.S. DEPARTMENT OF AGRICULTURE FOREST SERVICE | NATIONAL FOREST Roosevelt | SALE NAME SWAMP SALVAGE # 1 Timber Sale |
| TITLE AND ADDRESS OF FOREST OFFICER RECEIVING BID | | |
| Redfeather Resource Clerk 1311 South College Avenue - Third Floor Fort Collins, CO 80524 | | |

The stumpage listed below in "Bid for Advertised Timber" is being offered for sale. It includes all timber marked or otherwise designated for cutting in the following location: Roosevelt National Forest, Larimer County
SWAMP SALVAGE # 1 TIMBER SALE - T9N, R73W, Sections 18 and 19 , 6th P.M.

Full information on the timber, conditions of sale and bidding may be obtained at the District Ranger's office at the above indicated address before bids are submitted.

Sealed bids for this timber will be received by Forest Officer indicated above, or an authorized representative, up to and not later than 1:30 P.M. on September 25, 1995.

A certified check, bank draft, cashier's check, money order or cash in the sum of FIVE HUNDRED dollars \$ 500.00), payable to the FOREST SERVICE, USDA, must accompany each bid, to be applied to the purchase price, refunded, or retained for application toward payment of damages .

No bid of less than that stated under "Minimum Acceptable Bid" will be accepted. Valid bids will be evaluated on the basis of total return to the United States. The right to reject any and all bids is reserved.

BID FOR ADVERTISED TIMBER

In response to the above notice of sale (I)(we) bid for the timber as shown in the "Price Bid" column.

| Quantity and Unit of Measure Estimated | Species and Product | Minimum Acceptable Bid | Price Bid Per Unit of Measure |
|---|---|---------------------------|----------------------------------|
| 49 CCF | DEAD and Other Species - Live and Dead POL | \$ 23.61/CCF | |
| | | | |
| | | | |
| | | | |

BIDDERS ACKNOWLEDGE THAT FOREST SERVICE ESTIMATES OF COSTS AND TIMBER VOLUMES ARE NOT GUARANTEED AND THAT THE FOREST SERVICE GRANTS NO WARRANTY, EITHER EXPRESS OR IMPLIED OF THEIR ACCURACY.

The "Minimum Acceptable Bid" and "Price Bid" includes required deposits, if any, for slash disposal and Road Maintenance.

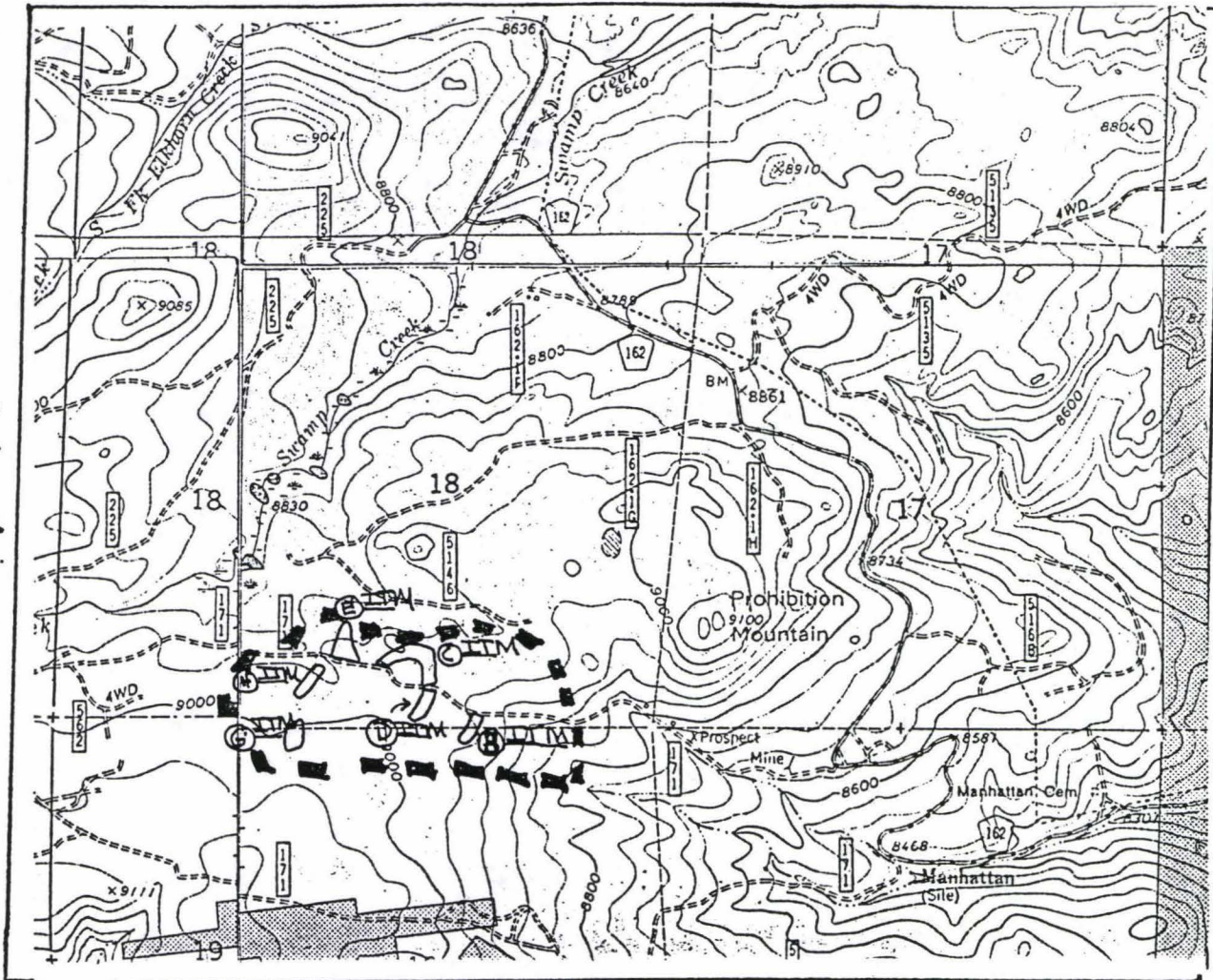
If awarded the sale (I)(we) agree (a) to cut all the timber included in this sale under the provisions and requirements of the "Forest Products Sale Permit" to be issued to me in response to my bid and the award of sale, and (b) that the deposit accompanying this bid may be applied to the purchase price or be retained for application toward payment of any damages due the United States for non-performance.

| | | |
|------|---------------------|-------------------------------|
| DATE | SIGNATURE OF BIDDER | ADDRESS OF BIDDER |
| | | |
| | | TAX IDENTIFICATION NO.(TAXID) |

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate o any other aspect of the collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, Room 404-W, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB #0596-0066), Washington, DC 20503.

SALE AREA MAP

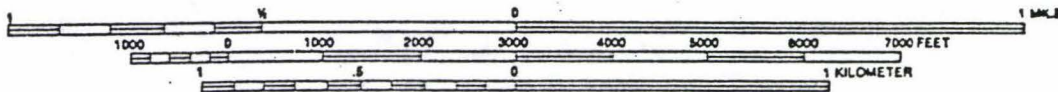
Fig. 2



R73 W.

Sale Name: SWAMP SALVAGE #1
 National Forest: ROOSEVELT
 Ranger District: RED FEATHER

State: COLORADO
 County: WATKINS



CONTOUR INTERVAL 40 FEET
 LEGEND

Sale area boundary

Cutting unit boundary

Individual tree marked unit (RED PAINT)

Existing road

Protect streamcourse, block marks upper limit

Other ownership



W 4/4

LAUNCHES ARE APPROXIMATE

| | | |
|--|---|--|
| U.S. DEPARTMENT OF AGRICULTURE FOREST SERVICE | NATIONAL FOREST Roosevelt | SALE NAME SWAMP SALVAGE # 2 Timber Sale |
| NATIONAL FOREST TIMBER FOR SALE (Advertisement and Short-Form Bid) (Ref. FSM 2430, FSH 2409.18 sec 57.3) | TITLE AND ADDRESS OF FOREST OFFICER RECEIVING BID Redfeather Resource Clerk 1311 South College Avenue - Third Floor Fort Collins, CO 80524 | |

The stumpage listed below in "Bid for Advertised Timber" is being offered for sale. It includes all timber marked or otherwise designated for cutting in the following location: Roosevelt National Forest, Larimer County
SWAMP SALVAGE # 2 TIMBER SALE - T9N, R73W, Sections 18, 6th P.M.

Full information on the timber, conditions of sale and bidding may be obtained at the District Ranger's office at the above indicated address before bids are submitted.

Sealed bids for this timber will be received by Forest Officer indicated above, or an authorized representative, up to and not later than 1:30 P.M. on September 25, 1995.

A certified check, bank draft, cashier's check, money order or cash in the sum of FIVE HUNDRED dollars (\$ 500.00), payable to the FOREST SERVICE, USDA, must accompany each bid, to be applied to the purchase price, refunded, or retained for application toward payment of damages .

No bid of less than that stated under "Minimum Acceptable Bid" will be accepted. Valid bids will be evaluated on the basis of total return to the United States. The right to reject any and all bids is reserved.

BID FOR ADVERTISED TIMBER

In response to the above notice of sale (I)(we) bid for the timber as shown in the "Price Bid" column.

| Quantity and Unit of Measure Estimated | Species and Product | Minimum Acceptable Bid | Price Bid Per Unit of Measure |
|---|--|---------------------------|----------------------------------|
| 7 CCF | Lodgepole Pine and Other Species - Live and Dead Sawlogs | \$ 68.11/CCF | |
| 18 CCF | DEAD and Other Species - Dead POL | \$ 23.61/CCF | |
| 1 CCF | Lodgepole Pine and Other Species - Live POL | \$ 23.61/CCF | |

BIDDERS ACKNOWLEDGE THAT FOREST SERVICE ESTIMATES OF COSTS AND TIMBER VOLUMES ARE NOT GUARANTEED AND THAT THE FOREST SERVICE GRANTS NO WARRANTY, EITHER EXPRESS OR IMPLIED OF THEIR ACCURACY.

The "Minimum Acceptable Bid" and "Price Bid" includes required deposits, if any, for slash disposal and road maintenance.

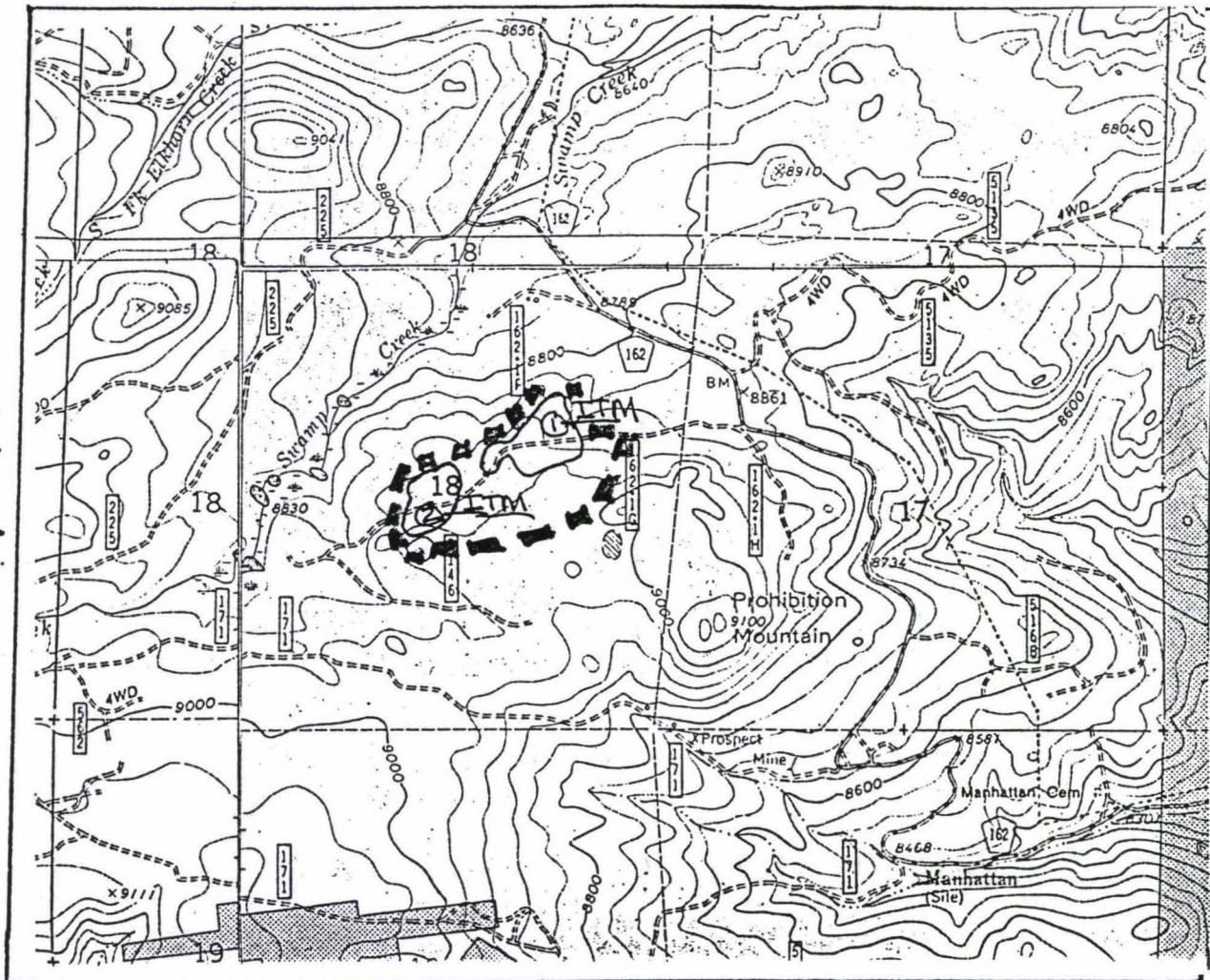
If awarded the sale (I)(we) agree (a) to cut all the timber included in this sale under the provisions and requirements of the "Forest Products Sale Permit" to be issued to me in response to my bid and the award of sale, and (b) that the deposit accompanying this bid may be applied to the purchase price or be retained for application toward payment of any damages due the United States for non-performance.

| | | |
|------|---------------------|--------------------------------|
| DATE | SIGNATURE OF BIDDER | ADDRESS OF BIDDER |
| | | |
| | | TAX IDENTIFICATION NO. (TAXID) |

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of the collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, Room 404-W, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB #0596-0066), Washington, DC 20503.

SALE AREA MAP

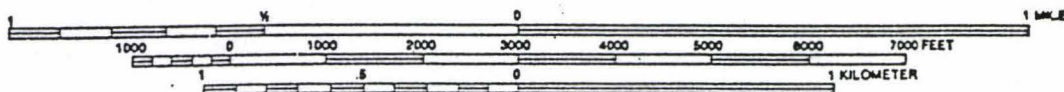
Fig. 2



R73 W.

Sale Name: **SWAMP SAWLOGS #2**
 National Forest: **ROOSEVELT**
 Ranger District: **RED FEATHER**

State: **COLORADO**
 County: **WADSWORTH**



CONTOUR INTERVAL 40 FEET
 LEGEND



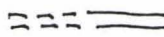
Sale area boundary



Cutting unit boundary



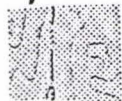
Individual tree marked unit (YELLOW + GREEN PAINT)



Existing road



Protect streamcourse, block marks upper limit



Other ownership

REL. 4/45

LANDLIDES ARE APPROXIMATE

| | | |
|--|------------------------------|--|
| U.S. DEPARTMENT OF AGRICULTURE FOREST SERVICE | NATIONAL FOREST Roosevelt | SALE NAME SWAMP SALVAGE # 3 Timber Sale |
| TITLE AND ADDRESS OF FOREST OFFICER RECEIVING BID | | |
| Redfeather Resource Clerk 1311 South College Avenue - Third Floor Fort Collins, CO 80524 | | |

The stumpage listed below in "Bid for Advertised Timber" is being offered for sale. It includes all timber marked or otherwise designated for cutting in the following location: Roosevelt National Forest, Larimer County
SWAMP SALVAGE # 3 TIMBER SALE - T9N, R73W, Sections 18, 6th P.M.

Full information on the timber, conditions of sale and bidding may be obtained at the District Ranger's office at the above indicated address before bids are submitted.

Sealed bids for this timber will be received by Forest Officer indicated above, or an authorized representative, up to and not later than 1:30 P.M. on September 25, 1995.

A certified check, bank draft, cashier's check, money order or cash in the sum of FIVE HUNDRED dollars (\$ 500.00), payable to the FOREST SERVICE, USDA, must accompany each bid, to be applied to the purchase price, refunded, or retained for application toward payment of damages.

No bid of less than that stated under "Minimum Acceptable Bid" will be accepted. Valid bids will be evaluated on the basis of total return to the United States. The right to reject any and all bids is reserved.

BID FOR ADVERTISED TIMBER

In response to the above notice of sale (I)(we) bid for the timber as shown in the "Price Bid" column.

| Quantity and Unit of Measure Estimated | Species and Product | Minimum Acceptable Bid | Price Bid Per Unit of Measure |
|---|--|---------------------------|----------------------------------|
| 11 CCF | Lodgepole Pine and Other Species - Live and Dead Sawlogs | \$ 68.11/CCF | |
| 31 CCF | DEAD and Other Species - Dead POL | \$ 23.61/CCF | |
| 5 CCF | Lodgepole Pine and Other Species - Live POL | \$ 23.61/CCF | |

BIDDERS ACKNOWLEDGE THAT FOREST SERVICE ESTIMATES OF COSTS AND TIMBER VOLUMES ARE NOT GUARANTEED AND THAT THE FOREST SERVICE GRANTS NO WARRANTY, EITHER EXPRESS OR IMPLIED OF THEIR ACCURACY.

The "Minimum Acceptable Bid" and "Price Bid" includes required deposits, if any, for slash disposal and road maintenance.

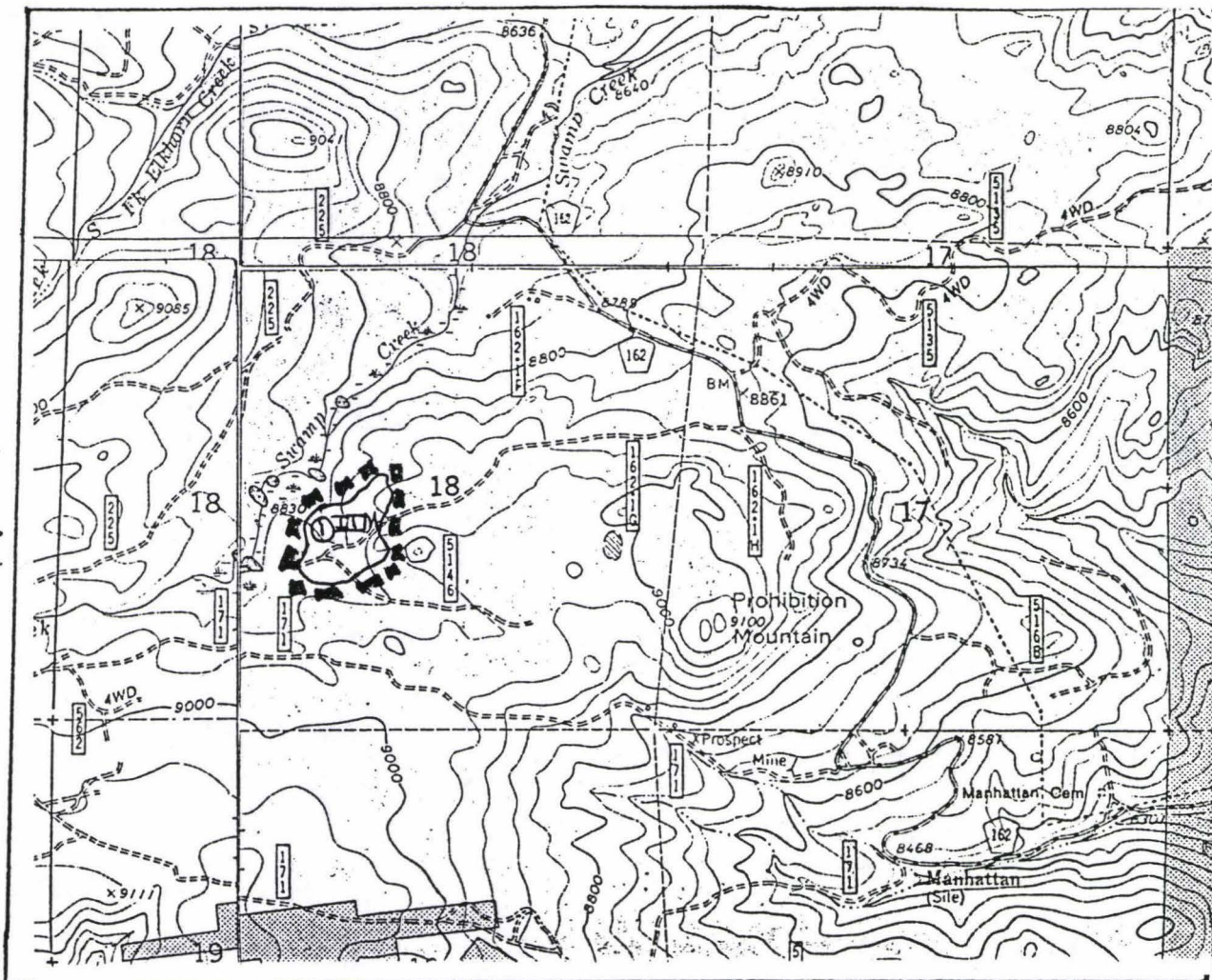
If awarded the sale (I)(we) agree (a) to cut all the timber included in this sale under the provisions and requirements of the "Forest Products Sale Permit" to be issued to me in response to my bid and the award of sale, and (b) that the deposit accompanying this bid may be applied to the purchase price or be retained for application toward payment of any damages due the United States for non-performance.

| | | |
|------|---------------------|-------------------------------|
| DATE | SIGNATURE OF BIDDER | ADDRESS OF BIDDER |
| | | |
| | | TAX IDENTIFICATION NO.(TAXID) |

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of the collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, Room 404-W, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB #0596-0066), Washington, DC 20503.

SALE AREA MAP

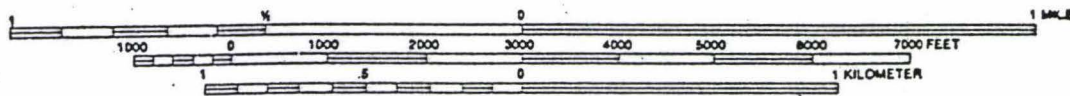
Fig. 2



R73 W.

Sale Name: SWAMP SAVAGE # 3
 National Forest: ROOSEVELT
 Ranger District: RED FEATHER

State: COLORADO
 County: WADSWORTH



CONTOUR INTERVAL 40 FEET
 LEGEND



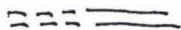
Sale area boundary



Cutting unit boundary



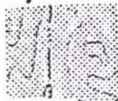
Individual tree marked unit (YELLOW + GREEN PAINT)



Existing road



Protect streamcourse, block marks upper limit



Other ownership



BY a/k

LAUNDRY AND DRY CLEANING

United States
Department of
Agriculture

Forest
Service

Arapaho and
Roosevelt NFs
Pawnee NG

Redfeather Ranger District
1311 S. College Ave., 2nd Fl
Fort Collins, CO 80524
970-498-1375

Reply to: 2450
Swamp Lady TS

Date: **MAY 30 1996**

Dear Prospective Bidder:

Enclosed is a bid package for the Swamp Lady Timber Sale

The cruised volume of this sale is 1786 CCF (746 MBF) of live and dead lodgepole pine and other conifers sawtimber and 223 CCF of live and dead lodgepole pine and other species POL (Products Other Than Logs). Using a standard POL conversion of 2.5 CCF per MBF the POL volume can be converted to 89 MBF.

The Swamp Lady Timber Sale was cruised to a 7.32% error. This sale was check cruised. The sale will be sold based on tree measurement on a 2400-6T contract. As such, the timber on this sale will not be scaled after felling.

Please review page 4 of form 2400-14 "Instructions to Bidders" to assist you in filling out your bid package correctly. Form FS-2400-43 blocks 4 thru 7 need to be completed and this form returned to us as part of your bid packet. The remainder of this page is additional information to assist you in completing the bid package.

Form 2400-14, Bid for Advertised Timber:

Page 1

Complete item 14 (f) for the amount you bid per CCF for the POL in this sale and the amount you bid per CCF for the sawtimber in this sale.

Complete item 15. Personal and/or company checks, cannot be accepted for the bid guarantee. Acceptable methods of bid guarantee payment include: bid bond, certified check, bank draft, cashier's check or bank money order made payable to USDA, Forest Service.

Complete item 16. Check appropriate boxes

Page 3

Complete item 25.

Fill in blocks in lower portion of page 3 marked "Name of Bidder" "Business Address" "Tax ID #" and "Title". Please don't forget your signature and the date.

Page 3, completed

Please return completed bid and FS-2400-43 in the enclosed envelope. Bids must be received by the date and time shown on the advertisement.

We want to eliminate any confusion you may have with the bidding process to ensure that all bids received are eligible. If you have any questions about the bid package, please call (970) 498-1375.

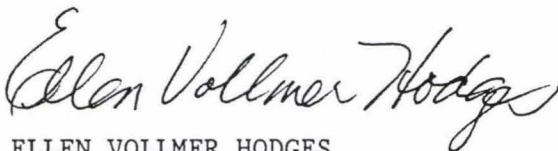
SEE ATTACHMENT A WITH BID FORM AND PROSPECTUS:

New Government-wide debarment and suspension rules became effective on February 5, 1996. These rules resulted in a change in what you must do when submitting a bid for timber.

The new rules are explained in the GENERAL section at the end of the prospectus. The Instructions you must follow when submitting a bid are included as Attachment A to the Bid Form.

It is very important that you read this information and follow the Instructions carefully. YOUR BID WILL BE DECLARED NONRESPONSIVE IF THE REQUIRED SIGNED CERTIFICATION FORM OR JUSTIFICATION IS NOT SUBMITTED WITH YOUR BID.

For further questions regarding these new changes, please contact Darwin Richards, North Zone Timber Sale Contracting Officer at (307) 745-2414.



ELLEN VOLLMER HODGES
District Ranger

Enclosure

TIMBER SALE PROSPECTUS

Timber Sale - Swamp Lady, Roosevelt National Forest, Locations 103701, 103702, 103703, 103710, 103802, 103803 and 103830 of the Redfeather Ranger District.

1. INTRODUCTION. This prospectus furnishes prospective bidders with information not contained in the published advertisement and is designed to enable bidders to decide whether or not to further investigate the sale. The contract does not include descriptions, estimates, and other data in this prospectus, unless otherwise stated. In the event the prospectus contains an error or contradicts the sample contract, the contract governs. Bidders are urged to examine the timber sale and make their own estimates. The sale uses form FS-2400-6T. Inspect the sale area and sample contract before submitting a bid. Obtain the appraisal, other information on the timber, and conditions of sale and bidding at Forest Service offices named in the attached advertisement.

2. BIDDING. This is a SEALED BID sale. Bidders must submit sealed bids on prepared forms they can obtain from Forest Service offices listed in the attached advertisement. The forms include instructions for bidding and submission of the required bid guarantee of \$8400.00

This is a small business set-aside sale. The Forest Service shall consider bids from others if no small business concern makes a valid bid.

3. LOCATION AND DESCRIPTION OF TIMBER. Refer to sale area map attached to the sample contract and to the sample contract for legal subdivisions and location of cutting area, acreage of sale area, and harvest unit acreage. THE FOLLOWING GENERAL LOCATION, ROUTES OF ACCESS, ACREAGES, AND OTHER SPECIAL LOCATION DATA DO NOT SUPERSEDE THE SALE AREA MAP OR SAMPLE CONTRACT.

The Swamp Lady Timber Sale is located in Sections 5, 6, 7, 8, 9, 17, 18, 19 and 20 of T9N, R73W, Sections 1, 2, 11, 12 and 13 of T9N, R74W, and Section 32, T10N, R73W, all 6th P.M., Larimer County, Colorado. Approximately 44 miles northwest of Fort Collins, Colorado, via U.S. Hwy. 287, Larimer County Hwy. 74E, Larimer County Hwy. 162, FDR 517, FDR 225, and FDR 171. The sale area covers approximately 1620 acres; 17 acres of clearcuts and 251 acres designated for removal of individual trees. This is a premarked sale containing an estimated 1786 CCF of sawlogs and 223 CCF of products other than logs (POL), 100% Lodgepole pine and other species. This volume includes an estimated 10 CCF sawlogs and 1 CCF POL in specified road ROW clearing (2.4 acres). The actual volume contained in the specified road ROW clearing will be determined per CT6.8# after posting of the the ROW clearing boundaries following award of the timber sale contract.

4. TIMBER VOLUMES AND RATES. Sale volume, species volume, volume per acre and average tree diameter are based on detailed cruise information on file and available for inspection at the Forest Service offices listed in the advertisement.

INFORMATION LISTED HEREIN IS MADE AVAILABLE WITH THE UNDERSTANDING THAT VALUES SHOWN ARE NOT ESTIMATES OF A PURCHASER'S OWN RECOVERY AND ARE NOT A PART OF THE TIMBER SALE CONTRACT.

THE MINIMUM ACCEPTABLE BID RATE IS STATED IN THE ATTACHED BID FORM. THESE RATES ARE EFFECTIVE AT THE TIME OF ADVERTISEMENT.

| <u>SPECIES</u> | <u>LP&O-Sawlogs</u> | <u>LP&O-POL</u> | <u>TOTAL</u> |
|--|-------------------------------|---------------------|--------------|
| Estimated Volume | 1786 CCF | 223 CCF | 2009 CCF |
| Base Index | \$349.66/MBF | | N/A |
| | WWPA (A) WW, =\$148.61/CCF | | |
| Base Rate | \$ 9.00 | \$ 4.00 | |
| Advertised Rate | \$ 46.45 | \$ 4.00 | \$83,851.70 |
| REQUIRED DEPOSITS | | | |
| Slash Disposal (16 U.S.C. 490) | \$29.57 | \$ 29.57 | \$59,406.13 |
| Road Reconstruction Engineering Services (16 U.S.C. 537) | | | \$ 3,237.00 |
| Estimated Volume, MBF | 746 MBF | N/A | 2009 CCF |
| MBF/CCF ratio | .418 | N/A | |

Tentative bid rates for timber, except Lodgepole pine and other species Products Other Than Logs, apply subject to quarterly adjustment during the contract period.

Estimated Knutson-Vandenberg deposit for sale area improvement work in a total amount of \$49,294 is included in total timber value.

Estimated Salvage Sale Collection is \$22,956.70 (Total Amount).

5. PERIOD OF CONTRACT. The normal operating season covers the period between May 1 and November 15. The contract terminates September 30, 1998. Extensions of this contract may be granted only when the purchaser has met specified conditions.

The purchaser must submit a general operating plan to the Forest Service for approval before operations begin or within 60 days of sale award, whichever is earlier. The plan must show how the purchaser plans to complete the contract by termination date.

6. PAYMENT. The purchaser shall make payment for timber-related charges in advance of cutting, but may use established purchaser credit, transfer purchaser credit into the contract, or use an acceptable payment guarantee to permit cutting in advance. The purchaser shall make advance deposits in accordance with CT4.221 - Advance Deposits of the timber sale contract.

The high bidder whose bid is accepted shall, at the time the contract is signed and returned by the bidder, make a downpayment pursuant to Title 36, Section 223.49, of the Code of Federal Regulations. The Contracting Officer will notify the high bidder of the amount necessary to make this payment. In no case shall the downpayment be less than 10 percent of the advertised value plus 20 percent of the bid premium value rounded up to the next \$100. The bidder may use effective purchaser credit to meet this requirement. After receipt of such downpayment and a satisfactory performance bond, and upon execution of the timber sale contract, the Forest Service will return the bid guarantee. This downpayment shall not apply for payments, transfer to other sales, or qualify for refund until stumpage value representing 25 percent of the total bid value of the sale has been charged and paid for or shown as cut, removed, and paid for on the statement of account.

By September 15, 1997, the purchaser shall have paid for or deposited cash in lieu of payment in the greater amount of either 50 percent of the total estimated bid premium, or 35 percent of the total estimated sale value at bid date, exclusive of required deposits, rounded up to the next \$100. By July 15, 1998, the purchaser shall have paid for or deposited cash in lieu of payment an amount equal to 75 percent of the total contract value at bid date, exclusive of required deposits, rounded up to the next \$100. Effective Purchaser Credit earned on the sale or transferred in may be used to meet these requirements. The purchaser may not subsequently transfer such credit to another sale unless the credit is replaced by cash.

7. PERFORMANCE BOND. A performance bond is mandatory. The penal sum of the bond is to be 10 percent of the total bid value of the sale rounded up to the nearest \$100 when the total bid value is \$10,000 or less, and rounded up to the nearest \$1,000 when the total bid value exceeds \$10,000. The maximum bond is to be \$500,000. The minimum bond must not be lower than \$12,500.

8. SPECIFIED ROADS. See sample contract for verification of specific details and information concerning construction specifications. CONSTRUCTION ESTIMATES, AND INFORMATION CONTAINED HEREIN, TOGETHER WITH RELATED MATERIAL ARE NOT GUARANTEED. The following roads are those that Forest Service considers necessary to remove the timber from this sale.

| Road Number: | Name: | Service Level: | Approximate Mileage | Purchaser Credit Limit: | Required Completion Date: |
|-----------------|------------|-------------------|------------------------|-------------------------------|---------------------------------|
| 517 | North Bald | LI-5 | 2.2 miles (R) | \$11,601 | October 31, 1996 |

Total purchaser credits are \$11,601.00

Total estimated construction cost is \$12,890.00

9. INAPPLICABLE STANDARD PROVISIONS. See sample contract.

10. SPECIAL PROVISIONS. See sample contract.

11. FINANCIAL ASSISTANCE. The Small Business Administration (SBA) may be able to assist small business concerns in financing construction of specified

roads listed in the sample timber sale contract. Such SBA assistance, if available, may be in the form of guaranteed bank loans or direct participation SBA loans. Applicants must meet SBA size and eligibility requirements. APPLICANTS ALSO MUST MEET CREDIT REQUIREMENTS OF SBA AND/OR A LOCAL BANK. APPROVAL OF LOAN ASSISTANCE RESTS WITH SBA AND IS CONTINGENT ON AVAILABILITY OF LOCAL FUNDS OR SBA FUNDS. FAILURE TO BE ELIGIBLE OR TO OBTAIN A LOAN IN NO WAY AFFECTS REQUIREMENTS OF BID FOR ADVERTISED TIMBER SALE OR TIMBER SALE CONTRACT. If requested by purchaser, the timber sale contract can provide repayment of direct SBA loans through Forest Service as the timber is cut.

12. SET-ASIDE SALES. Preferential award of this sale to a small business concern is authorized by section 15 of the Small Business Act of 1958.

Any bidder who desires preferential consideration for award as a small business must certify this status as specified on the bid form. A bidder who does not certify status as small business prior to bidding can be qualified for sale award, only in the absence of a valid sealed bid from a small business concern. In the absence of any bids, the sale may be made to a concern without limitation as to size under Title 36 Section 223.102 of the Code of Federal Regulations.

13. LOG EXPORT AND SUBSTITUTION RESTRICTIONS. The contract requires domestic processing of included timber, except for species declared to be surplus, and prohibits the use of such included timber in substitution for unprocessed private timber exported. These restrictions are based on Section 223.160, of Title 36, of the Code of Federal Regulations and the Forest Resources Conservation and Shortage Relief Act of 1990 (16 U.S.C. 620 a-j) to which this contract is subject. See the sample contract for a copy of Special Provision CT8.641 - Use of Timber (9/90).

Title 36, Section 223.87 of the Code of Federal Regulations requires a bidder to submit a signed certification and report with each bid. Form FS-2400-43, Certification of Nonsubstitution of Timber Purchased and Disposition of Domestically Processed and Exported Timber, is provided as part of the bid packet. Failure to include this form or to sign this form constitutes a nonresponsive bid.

14. EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE REVIEW. If the total bid value plus required deposits for this contract exceeds one million dollars (\$1,000,000) prior to award, the Forest Service shall request an equal employment opportunity compliance review of the high bidder to determine compliance with the provisions of Executive Order 11246 of September 24, 1965, as amended by Executive Order 11375 or October 13, 1967.

15. AWARD. The Contracting Officer is required to make a determination of financial ability as stated in Title 36, Section 223.101, of the Code of Federal Regulations. If the high bidder has one or more defaulted timber sale contracts with undetermined, disputed or unpaid damages, the bidder may be required to furnish information or securities sufficient to document its financial ability prior to award of the contract.

16. GENERAL. The sampling error for the Swamp Lady Timber Sale is 7.32%. Prospective purchasers are encouraged to make their own volume estimates.

Bids must be submitted to the Bid Custodian, Medicine Bow/Routt National Forests, 2468 Jackson Street, Laramie, WY 82070.

Contract provision CT5.121# requires the purchaser to make cash deposit for Engineering Services (preconstruction and construction) provided by the Forest Service for reconstruction of a forest development transportation facility necessary to accommodate Purchaser's use under the timber sale contract, pursuant to Public Law 88-657, 78 Stat. 1089, 16 U.S.C. 532-537. Total deposit is \$3,237.00.

The Forest Service has appraised local material sources (CT5.221#) for specified road reconstruction. Forest Service has not obtained any commitment for price, quantity, or when, or if, such material would be available. Bidders must make their own determination of price, availability, quantity, and time material will be available.

Contract provision CT5.12 and the Restricted Road List, restrict the use of FDR 171, FDR 171.C, FDR 225, Existing 5135, and FDR 517 during the period of May 15 - September 15, and November 30 - December 20, to weekdays only (6:00 A.M. Monday through 6:00 P.M. Friday) and restrict the use of Existing 5137 during the period of May 1 - October 15, to weekdays only (12:00 P.M. Monday through 12:00 P.M. Friday) and during the period of November 30 - December 20, to weekdays only (6:00 A.M. Monday through 6:00 P.M. Friday).

Contract provision CT6.3# - Purchaser must request permission to operate in unit 2 at least 14 days prior to intended start date and access road must remain open at all times and all slash and equipment must be removed from designated dispersed sites by Friday at 12:00 P.M.

On January 4, 1996, the Department of Agriculture published its final rule (61 FR 250) to implement regulations for Nonprocurement Debarment and Suspension in 7 CFR 3017 - Governmentwide Debarment and Suspension (Nonprocurement) and Government wide Requirements for Drug-Free Workplace (Grants). These rules became effective February 5, 1996. As such, timber sale related debarments and suspensions will now be governed by the governmentwide common rules.

These rules require each primary contractor, in this case the timber sale purchaser, to submit a Certification for itself, its principals, and its affiliates when bidding on sales. A justification for not submitting a certification may be submitted. The Contracting Officer will determine whether the justification provides sufficient reason for permitting participation in the bidding. In any event, a bid submitted without a certification or justification will be considered nonresponsive.

Also, as a primary contractor enters into subcontracting arrangements, the subcontractors must certify their eligibility. The subcontractor's certification must be provided to the purchaser.

The certification forms and instructions are provided in Attachment A of the bid form.

Special Provisions:

| | |
|----------|--|
| CT2.302# | Reserve Trees (6/91) |
| CT4.220# | Downpayment (7/91) |
| CT4.264# | Periodic Payments (10/91) |
| CT5.12 | Use of Roads by the Purchaser (12/76) |
| CT5.121# | Deposit for Reconstruction Engineering Services (3/94) |
| CT6.3# | Control of Operations (8/77) |
| CT6.422 | Landing and SKid Trails (3/73) |
| CT6.9 | Requirement for Small Business Processing (1/92) |
| CT8.212# | Market-Related Contract Term Addition (9/91) |

NATIONAL FOREST TIMBER FOR SALE

NATIONAL FOREST TIMBER FOR SALE, ROOSEVELT NATIONAL FOREST. THE SWAMP LADY SALE is located within sections 5, 6, 7, 8, 9, 17, 18, 19, and 20 of T9N, R73W, sections 1, 2, 11, 12, and 13 of T9N, R74W, and section 32, T10N, R73W, all 6th P.M., Larimer County, Colorado. The Forest Service will receive sealed bids in public at the Medicine Bow/Routt National Forest Headquarters, 2468 Jackson Street, Laramie, WY. at 2:30 PM local time on July 1, 1996, for an estimated 1786 C cubic feet (1786 CCF (746 MBF) Lodgepole pine and other conifers sawlogs) and 223 C cubic feet Products Other Than Logs (223 CCF Lodgepole pine and other species) of timber marked or otherwise designated for cutting. This is a small business set-aside sale. If no small business concern makes a valid bid, the Forest Service shall consider bids from other bidders. The Forest Service reserves the right to reject any and all bids. The contract contains provisions that require the purchaser to make periodic payments during the contract term. Interested parties may obtain a prospectus from the offices listed below. Sale contains specified roads with an estimated construction cost of \$12,890. Complete information concerning the timber, the conditions of sale, and submission of bids is available to the public from the District Ranger, Redfeather Ranger District, 1311 S. College, Fort Collins, Colorado 80524. Phone No. (970) 498-1375.

The Coloradoan

Thursday May 30, 1996

| USDA-Forest Service | | BID FOR ADVERTISED TIMBER (Reference FSM 2430, FSH 2409.18, Section 57.2) | | | |
|---|------------------------|--|-------------|-------------------------------------|---|
| 1. SALE NUMBER: 003 | | 2. DATE BID OPENED: July 1, 1996 | | 3. OPENED BY: | |
| 5. SALE NAME: Swamp Lady | | 6. NATIONAL FOREST: Roosevelt | | 7. RANGER DISTRICT: Redfeather | |
| 8. TYPE OF BID a. <input checked="" type="checkbox"/> Sealed Bid b. <input type="checkbox"/> Confirmation of Oral Bid | | 10. NAME OF NEWSPAPER: Coloradoan | | 11. DATE PUBLISHED: May 30, 1996 | |
| 9. TO: (Title and address of Forest Officer receiving bids) Bid Custodian Medicine Bow/Routt National Forests 2468 Jackson Street Laramie, WY 82070 | | 12. CITY: Fort Collins | | 13. STATE: Colorado | |
| INSTRUCTIONS TO FOREST OFFICER: Complete applicable blanks before sending to prospective purchasers. Attach copy of notice of sale. Entries are required in columns 8a & b, 14a, b, c, e, & g, 15a and 20 in all sales. Strike out spaces for entries in one or more of columns d, g, or h, if not applicable to the sale. | | | | | |
| *****IN RESPONSE TO THE NOTICE OF SALE PUBLISHED IN THE NEWSPAPER SPECIFIED ABOVE, AND SUBJECT TO THE CONDITIONS ATTACHED HERETO, THE FOLLOWING BID IS SUBMITTED AND SHALL CONSTITUTE A FIRM OFFER:***** | | | | | |
| 14. BID INFORMATION: | | | | | |
| | | RATES PER UNIT OF MEASURE | | | |
| SPECIES AND PRODUCTS (a) | UNIT OF MEASURE (b) | ESTIMATED QUANTITY (c) | Base (d) | Advertised (e) | Bid (f) |
| | | | | | Add't Deposits Slash Disposal (g) |
| | | | | | BASE INDICES (h) |
| LIVE AND DEAD | | | | | |
| Lodgepole pine and other conifer sawlogs | CCF | 1786 | \$9.00 | \$46.45 | \$ |
| | | | | | \$29.57 |
| | | | | | |
| | | | | | |
| Lodgepole pine and other species POL (Products other than logs) | CCF | 223 | \$4.00 | \$ 4.00 | \$ |
| | | | | | \$29.57 |
| | | | | | ////////// |
| | | | | | |
| | | | | | |
| ** FIXED RATE, no different rate will be considered. | | | | | |
| 15. BID GUARANTEE: (a) The minimum guarantee which must accompany this bid is: \$ 8400.00. | | | | | |
| (b) The form of guarantee accompanying this bid is a(n) _____ in the amount of: \$ _____ . (See Instruction 6 for acceptable forms of payment) | | | | | |
| 16. SUBJECT TO THE PENALTIES PRESCRIBED IN 18 U.S.C. 1001, BIDDER CERTIFIES THAT THE FOLLOWING REPRESENTATIONS ARE ACCURATE AND COMPLETE: (Check appropriate boxes in all items below.) | | | | | |
| a. That the Bidder <input type="checkbox"/> has, <input type="checkbox"/> has not employed or retained any company or person (other than a full-time bona fide employee working solely for the bidder) to solicit or secure a contract for this timber. | | | | | |
| b. That the Bidder <input type="checkbox"/> has, <input type="checkbox"/> has not paid or agreed to pay any company or person (other than a full-time bona fide employee working solely for the bidder) any fee, commission, percentage or brokerage fee, contingent upon or resulting from the award of contract for this timber, and agrees to furnish information relating thereto as requested by the officer authorized to approve the timber sale contract. | | | | | |
| c. That the Bidder <input type="checkbox"/> has, <input type="checkbox"/> has not participated in a previous contract subject to the provision of section 202 of Executive Order 11246 (Non-discrimination in Employment) of 9/24/65, as amended; and that the Bidder <input type="checkbox"/> has, <input type="checkbox"/> has not submitted required compliance reports under such previous contracts. | | | | | |
| d. That the Bidder together with its affiliates employs the following number of persons and is classified as: <input type="checkbox"/> 1-25 <input type="checkbox"/> 26-500 <input type="checkbox"/> OVER 500 and a: <input type="checkbox"/> MANUFACTURER <input type="checkbox"/> NONMANUFACTURER. | | | | | |

17. CERTIFICATE OF INDEPENDENT PRICE DETERMINATION: SUBJECT TO THE PENALTIES PRESCRIBED IN 18 U.S.C. 1001, BIDDER CERTIFIES AND REPRESENTS THAT THE FOLLOWING REPRESENTATIONS ARE ACCURATE AND COMPLETE:

- A. By submission of this bid each bidder also certifies, and in the case of a joint bid each party thereto certifies as to its own organization, that in connection with this sale.
- (1) The prices in this bid have been arrived at independently, without consultation, communication, or agreement, as to any matter relating to such prices with any other bidder or with any potential competitor;
 - (2) The prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening of bid, directly or indirectly to any other bidder or to any potential competitor; and
 - (3) No attempt has been made or will be made by the bidder to induce any other person or firm to submit or not to submit a bid.
- B. Each person signing this bid or proposal certifies that:
- (1) The Signer is the person in the bidder's organization responsible within that organization for the decision as to the prices bid herein and that the Signer has not participated, and will not not participate, in any action contrary to A (1) through A (3) above; or
 - (2) The Signer is not the person in the bidder's organization responsible within that organization for the decision as to prices bid herein but that the Signer has been authorized in writing to act as agent for the persons responsible for such decision in certifying that such persons have not participated, and will not participate, in any action contrary to A (1) through A (3) above, and as their agent does hereby so certify; and that the Signer has not participated, and will not participate, in any action contrary to A (1) through A (3) above.
- C. A bid will not be considered for award where any portion of A or B above has been deleted or modified. Where these provisions have been deleted or modified the bid will not be considered for award unless bidder furnishes with the bid a sworn statement which sets forth in detail the circumstances of the disclosure and the Chief, Forest Service, or the Chief's designee, determines that such disclosure was not made for the purpose of restricting competition.

18. ROAD CONSTRUCTION OPTION: [] X Box if Bidder is a Small Business and wishes to have Forest Service construct specified roads. You may not change an election once made. Failure to mark box constitutes agreement to build roads. Election may not be changed subsequent to time set for opening bids (See also Instructions 12 and 13).

19. CONTRACT, DOWNPAYMENT AND BOND: The bidder whose bid is accepted will, within 30 days of the award letter's date, or any written extension thereof by the Forest Service, execute a timber sale contract which shall be provided by the Forest Service and be based on the sample contract referenced in the prospectus. Simultaneously, bidder shall submit a downpayment and furnish a satisfactory performance bond, in accordance with the provisions of such timber sale contract, in the penal sum as prescribed in the prospectus for this sale, and otherwise complete the process described on this form and pages attached hereto. Bidder agrees that its failure to comply with this paragraph shall result in a termination of this contract for breach under provisions of paragraph 10 of the Instructions to Bidders portion of this form.

20. DOWNPAYMENT: Pursuant to 36 CFR 223.49, the bidder to whom award is made must make a downpayment at the time the contract is signed by the bidder and returned to the Forest Service in the amount of:

(XX) Ten percent of the advertised value plus twenty percent of the total bid premium.

() _____ percent of the advertised value, plus _____ percent of the total bid premium based on the Chief's determination that this amount is necessary to deter speculation.

NOTICE: The indicated downpayment amount shall be increased to twenty percent of the total advertised value and 40 percent of the total bid premium if Forest Service determines that bidder meets the criteria for additional downpayment established by 36 CFR 223.49.

21. FIRM OFFER: Bidder hereby agrees not to withdraw this bid after the bid opening. Signing this form binds the bidder to accept award under the terms of the sample contract and this bid form if its bid is accepted within 90 days after bid opening. The period for acceptance may be extended by written notice from bidder. If bidder qualifies as a small business and elects road construction by Forest Service, then bidder agrees that its offer shall remain open through the period stated in the prospectus although that period may exceed 90 days.

22. TERMS OF BIDDER'S OFFER: By its signature, bidder represents that it has read and understands each and every provision of this bid form (together with any attachments thereto) and the sample sale contract. Bidder agrees that it assumes the responsibility to clarify any questions before signing this form. However, bidder agrees that the written provisions of this bid form (together with any attachments) and the sample sale contract constitute the entire agreement of the parties until a written contract is executed and neither the bid form (and any attachments) nor the sample contract can be orally modified. Bidder expressly adopts the terms of this bid form and the sample contract as material parts of its offer for the advertised timber.

23. DISCLAIMER OF ESTIMATES AND BIDDER'S WARRANTY OF INSPECTION: BEFORE SUBMITTING THIS BID, BIDDER IS ADVISED AND CAUTIONED TO INSPECT THE SALE AREA, REVIEW THE REQUIREMENTS OF THE SAMPLE TIMBER SALE CONTRACT, AND TAKE SUCH OTHER STEPS AS MAY BE REASONABLY NECESSARY TO ASCERTAIN THE LOCATION, ESTIMATED VOLUMES, CONSTRUCTION ESTIMATES, AND OPERATING COSTS OF THE OFFERED TIMBER. FAILURE TO DO SO WILL NOT RELIEVE BIDDERS FROM RESPONSIBILITY FOR COMPLETING THE CONTRACT.

BIDDER/PURCHASER WARRANTS THAT THIS BID/OFFER IS SUBMITTED SOLELY ON THE BASIS OF ITS EXAMINATION AND INSPECTION OF THE QUALITY AND QUANTITY OF THE TIMBER OFFERED FOR SALE AND IS BASED SOLELY ON ITS OPINION OF THE VALUE THEREOF AND ITS COSTS OF RECOVERY, WITHOUT ANY RELIANCE ON FOREST SERVICE ESTIMATES OF TIMBER QUALITY, QUANTITY OR COSTS OF RECOVERY. BIDDER FURTHER ACKNOWLEDGES THAT THE FOREST SERVICE: (i) EXPRESSLY DISCLAIMS ANY WARRANTY OF FITNESS OF TIMBER FOR ANY PURPOSE; (ii) OFFERS THIS TIMBER AS IS WITHOUT ANY WARRANTY OF QUALITY (MERCHANTABILITY) OR QUANTITY AND, (iii) EXPRESSLY DISCLAIMS ANY WARRANTY AS TO THE QUANTITY OR QUALITY OF TIMBER SOLD EXCEPT AS MAY BE EXPRESSLY WARRANTED IN THE SAMPLE CONTRACT.

BIDDER/PURCHASER FURTHER HOLDS FOREST SERVICE HARMLESS FOR ANY ERROR, MISTAKE, OR NEGLIGENCE REGARDING ESTIMATES EXCEPT AS EXPRESSLY WARRANTED AGAINST IN THE SAMPLE CONTRACT.

24. CERTIFICATION OF COMPLIANCE WITH EXPORT AND SUBSTITUTION RESTRICTIONS.

By submission of this bid each bidder certifies that the bidder is in compliance with applicable prohibitions against export and substitution prescribed in the Forest Resources Conservation and Shortage Relief Act of 1990 (16 U.S.C. 620 et seq.) In Alaska, exports of logs, cordwood or primary products derived from included timber may not be transported from Alaska without Regional Forester approval (See instruction 15).

25. CERTIFICATION OF AFFILIATION.

The bidder certifies that a complete listing of Bidder's affiliates who are primarily engaged in the logging of forest products is included with this bid: (Add additional pages if needed; See Instructions 11 and 14):

FULL NAME OF ALL PARTNERS AND AFFILIATES (Type or Print) PURCHASER TAXID NO.

Public reporting burden for this collection is estimated to be 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate to Department of Agriculture, Clearance Officer, OIRM, AG Box 7630, Washington, DC 20250; and to Office of Management and Budget, Paperwork Reduction Project, (OMB #0596-0066), Washington, DC 20503.

BEFORE SIGNING THIS BID, REVIEW THE ATTACHED INSTRUCTIONS TO BIDDERS AND FILL IN THE APPLICABLE BLANKS IN BOXES 14f, 15b, 16, 18 and 25.

| | | | |
|---|--|------------------------|------|
| NAME OF BIDDER: (Type or Print) | | BY: (Signature in ink) | |
| PURCHASER TAXID NO.: | | TITLE: (Type or Print) | DATE |
| BUSINESS ADDRESS (Include Zip Code) (Type or Print) | | | |

Deposits will be returned to unsuccessful bidders by certified mail unless deposits are returned personally.
RECEIPT FOR RETURNED DEPOSITS:

Check Number _____ in the amount of \$ _____ dated _____ was returned to _____.

Signature _____ Date _____

INSTRUCTIONS TO BIDDERS

1. **BIDDER'S QUALIFICATIONS:** Before a bid is considered for award, the bidder may be required to submit a statement regarding the Bidder's previous experience in performing comparable work, business affiliates and technical organizations, financial resources, intended product processing facilities and its timber exporting history.
2. **PREPARATION OF SEALED BIDS:** Bids shall be manually signed, bid prices entered in the "Bid" column (Box 14f) for all material subject to bidding and all fill-in blanks completed. If erasures or other changes appear on the forms, each erasure or change must be initialled by the person signing the bid.
3. **SUBMISSION OF SEALED BIDS:** Sealed bids, with the accompanying bid guarantee, must be submitted to the Forest Officer, designated by the advertisement as the receiving officer, at or prior to the time established by the advertisement. Such bids must be enclosed in a sealed envelope addressed to the designated receiving officer. The envelope should show on the outside (a) that it is a "Bid for Timber," and (b) the sale name or number, and the date and time of opening bids as shown by the advertisement. Bids received after the time specified in the sale advertisement are late bids, Forest Service Handbook 2409.18, Chapter 60 will govern acceptance of such bids.
4. **PUBLIC OPENING OF SEALED BIDS:** Sealed bids will be publicly opened and posted at the time and place set for opening in the advertisement.
5. **ORAL AUCTION BIDDING:** If the advertisement provides for Sealed and Oral bids, each bidder to participate in the oral auction must submit a sealed bid in accordance with these instructions. All parties who submit a satisfactory sealed bid will be permitted to continue bidding orally following opening and posting of the sealed bids. The Apparent High Bidder must confirm it's oral bid in writing immediately upon being declared the Apparent High Bidder.
6. **BID GUARANTEE:** A bid guarantee in the form of a bid bond on form FS-6500-13 (4/82 or later version), certification of annual bid bond allocation on form FS-6500-13a (4/82 or later version), an irrevocable letter of credit, the format of which has been pre-approved by the Forest Service Regional Forester, a certified check, bank draft, cashier's check, bank money order payable to the Forest Service, USDA, or cash, in an amount no less than that specified in item 15(a), must accompany each sealed bid. Failure to submit an acceptable bid guarantee with the sealed bid will require rejection of the bid as non-responsive unless there is no other acceptable bid, or unless the Forest Service, in its sole discretion, decides to briefly delay a sale advertised for sealed bids followed by oral bids in order to allow any bidder to cure any deficiency in its bid guarantee prior to oral bidding. Bid bonds must be accompanied by a power of attorney indicating that the person signing the bond for the surety has the power to do so. Bidder agrees that bid guarantee shall be retained by the Forest Service to satisfy any damages that may be assessed if the bid is accepted and bidder subsequently fails to furnish a cash downpayment when required or return the executed contract and performance bond as required (See Instruction 10). Otherwise, the bid guarantee shall be returned to each bidder whose bid is not accepted.
7. **SET-ASIDE SALES:** If the advertisement or prospectus states that Small Business concerns will receive preferential consideration in award of this sale, bidders must qualify for preferential consideration by completing and signing the attachment to this bid form "Certificate of Small Business Status." Small Businesses which have been determined by SBA to be ineligible for preferential award of set-aside sales cannot so qualify. Small Businesses awarded set-aside sales will also be required to execute SBA form 723, Small Business Certification Required on All Preferential Sales of Set-Aside Timber at the time a timber sale contract is executed.
8. **AWARD OF CONTRACT:** (a) Award of contract will be made to that responsible bidder whose bid, conforming to the invitation for bids, is most advantageous to the United States on the basis of total value at rates bid for the estimated quantities. (b) The Government may, when in its interest, reject any or all bids or waive any informality in bids received. (c) A written award mailed (or otherwise furnished) to the successful bidder shall be deemed to result in a binding contract without further action by either party. (d) If timber is advertised as set-aside for competitive bidding by Small Businesses, award will be made to the highest bidder qualified as a Small Business and who has not been determined by the SBA to be ineligible for preferential award of set-aside sales. If there are no qualified Small Business bidders, award may be made to highest bidder not qualifying for preferential award.

9. **DOWN PAYMENT:** The bidder to whom award is made must make a down payment at the time the bidder signs the contract and returns the contract to the Forest Service. The amount of the down payment will be calculated as shown in Item 20 of this bid for advertised timber. Only cash or effective purchaser credit may be used to meet this requirement. Cash deposited must be in the form of bank draft, certified or cashier's check, bank or postal money order, or company check. After receipt of down payment and executed contract with required performance bond, the bid guarantee will be returned to the successful bidder.

10. **DAMAGES:** Bidder/purchaser agrees that its failure to execute a timber sale contract, furnish a Downpayment, or furnish a satisfactory performance bond within 30 days of receipt of the award letter, shall result in termination of this contract for breach pursuant to paragraph 19 of this bid form and the terms of the sample contract. Purchaser agrees that it shall not be entitled to cure this breach and that it will pay damages pursuant to the terms of the sample contract. The primary component of these damages shall be the difference between purchaser's bid value and the resale bid value. If, in its sole discretion, the Forest Service decides not to reoffer the sale, purchaser agrees that damages shall still be assessed by appraisal as provided in the sample contract.

11. **PRIVACY ACT:** All personal information is requested on a voluntary basis; however, if you do not provide this personal information, your bid will not be accepted and the contract will not be awarded to you. Solicitation of this information is necessary for the government to conduct its sale program and thus is authorized under the National Forest Management Act of 1976, (16 U.S.C. 472a). The principal purpose for collecting this information is to allow for proper award of a timber sale contract and to provide for administration of that contract after award. Other routine uses of this data include: (1) compilation of Small Business data to determine needs for set-aside sales, (2) determination of volume purchased in any specific time period by a single purchaser, and (3) determination of volume under contract by a purchaser.

12. **ROAD COMPLETION DATE:** Bidder hereby acknowledges that Bidder is aware of the road completion date of the sample contract. Bidder also acknowledges that if Bidder is a Small Business and elects to have Forest Service construct specified roads, Bidder is aware: (a) that the Forest Service expects to contract for road construction, (b) that the timber sale contract will not be awarded unless a satisfactory road construction bid is received and a road construction contract is awarded or, if the Forest Service fails to receive such a bid within a maximum period stated in the advertisement, the bidder agrees to perform road construction, (c) that the Forest Service may extend the maximum award delay time by the amount of time needed to confirm either sale or road bidder's size status or by any time in excess of 40 days from timber sale bid opening needed to begin solicitation of construction bids, and (d) that if the Forest Service extends the maximum award delay period because solicitation of the road contract is delayed, the bidder may withdraw its bid without penalty.

13. **ELECTION OF ROAD OPTION AND CERTIFICATE OF SMALL BUSINESS STATUS:** (Not applicable if the total value of specified roads is less than \$20,000). Bidders qualifying as a Small Business concern under the Small Business Act, as amended, and the regulations thereunder, may elect to have Forest Service construct Specified Roads required by this contract. Bidder who does not elect agrees, if awarded contract, to construct roads in accordance with the contract. Bidder who does elect acknowledges that Bidder is aware of and agrees to the conditions stated in Item 12 above and that Bidder is a Small Business concern.

14. **DEFINITIONS:**

Affiliates: Business concerns or individuals are affiliates of each other if, directly or indirectly, (a) either one controls or has the power to control the other; or (b) a third party controls or has the power to control both.

Bidder: A Bidder is any individual, organization, or other legal entity that submits a bid for, or may be expected to submit a bid for, a National Forest timber sale.

Small Business: In sales of National Forest timber a Small Business is a concern that: (1) is primarily engaged in the logging and forest products industry; (2) is independently owned and operated; (3) is not dominant in its field of operation; and (4) together with its affiliates does not employ more than 500 persons.

15. **CERTIFICATION OF COMPLIANCE WITH EXPORT RESTRICTIONS:** Certain restrictions on the purchase and export of unprocessed logs cut from National Forest timber apply in various parts of the country. Pursuant to the Forest Resources Conservation and Shortage Relief Act of 1990 (P.L. 101-382) bidder acknowledges that the bidder is aware of the applicable export restrictions. Bidder is aware that these restrictions affect the disposition of the included timber and is aware that the restrictions may reduce the potential value of the timber.

ATTACHMENT A

APPENDIX A TO PART 3017 - CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND
OTHER RESPONSIBILITY MATTERS - PRIMARY COVERED TRANSACTIONS

INSTRUCTIONS FOR CERTIFICATION

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.

2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

4. The prospective primary participant shall provide immediate written notice to the department or agency to whom this proposal is submitted if at any time the prospective primary participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

5. The terms 'covered transaction,' 'debarred,' 'suspended,' 'ineligible,' 'lower tier covered transaction,' 'participant,' 'person,' 'primary covered transaction,' 'principal,' 'proposal,' and 'voluntarily excluded,' as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.

6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.

7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled 'Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction,' provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.

9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER
RESPONSIBILITY MATTERS - PRIMARY COVERED TRANSACTIONS

(1) The prospective primary participant certifies to the best of its knowledge and belief, that it, its principals, and its affiliates:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

(2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

I CERTIFY TO THE ABOVE:

Name of Bidder (Type or Print) _____

By (Signature) _____

Title _____

Date _____

APPENDIX B TO PART 3017 - CERTIFICATION REGARDING DEBARMENT, SUSPENSION,
INELIGIBILITY AND VOLUNTARY EXCLUSION - LOWER TIER COVERED TRANSACTIONS

INSTRUCTIONS FOR CERTIFICATION

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.

2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

4. The terms 'covered transaction,' 'debarred,' 'suspended,' 'ineligible,' 'lower tier covered transaction,' 'participant,' 'person,' 'primary covered transaction,' 'principal,' 'proposal,' and 'voluntarily excluded,' as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.

5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.

6. The prospective lower tier participant further agrees by submitting this proposal that it will include this clause titled 'Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction,' without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.

8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department of agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND
VOLUNTARY EXCLUSION - LOWER TIER COVERED TRANSACTIONS

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department of agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

I CERTIFY TO THE ABOVE:

Lower Tier Participant (Type or Print) _____

By (Signature) _____

Print Name _____

Date _____

USDA-Forest Service

CERTIFICATION OF NONSUBSTITUTION OF TIMBER PURCHASED
AND DISPOSITION OF DOMESTICALLY PROCESSED AND EXPORTED TIMBER
(Reference FSM 2455 and FSH 2409.15)

PART I

1. Sale Name
SWAMP LADY

2. Bid Date
JULY 1, 1996

The bidder hereby certifies that if awarded this contract, his purchase will not constitute substitution as defined in Secretary of Agriculture's Regulation 36 CFR 223.160 regarding private timber exported by the purchaser or an affiliate, directly or indirectly.

The bidder agrees that if awarded this contract, he will maintain, for up to 3 years after the sale is terminated, and make available to the Forest Service, upon request, all of his and his affiliates' records dealing with the disposition of any unprocessed timber from this sale and any unprocessed timber from private lands in the tributary area which is exported or sold for export by the bidder.

The bidder further agrees that he will, prior to award of this contract, furnish to the Forest Service, in writing, the information contained in PART II of this form.

The bidder hereby certifies that, as defined in Secretary of Agriculture's Regulation 36 CFR 223.87, the following is a true and complete statement of the disposition, for the previous calendar year, of National Forest timber harvested and private timber exported or sold for export by the bidder or his affiliates from the tributary area to which the timber from this sale is expected to be delivered.

Certification for calendar year 19____

1. National Forest timber processed domestically: sold for domestic processing, or surplus timber exported.
☐ a. This information has been previously certified and is on record at the office of the Forest Supervisor, _____ National Forest.
☐ b. This information is shown on the attached Form FS-2400-46.
2. Private timber exported or sold for export:
☐ a. This information has been previously certified and is on record at the office of the Forest Supervisor, _____ National Forest.
☐ b. This information is shown on the attached Form FS-2400-46.
☐ c. Purchaser did not export or sell for export timber during this year.

The bidder understands that the information described or furnished, in PART I above, will not be treated as confidential.

PART II

This report is required by law (PL 94-165) subsequent Interior and Related Agencies Appropriate Acts: 36 CFR 223.87. Failure to report can result in non-award of timber sale contracts or breach of timber sale contracts. Purchaser understands that the information described or furnished in PART II below, will not be treated as confidential.

1. The names and addresses of plants or other locations to which the timber is expected to be delivered.
a. PURCHASED FOR DELIVERY TO (NAME AND ADDRESS OF PLANT):

2. The names and advertised volumes of all timber sales purchased by the purchaser, and his affiliates, for delivery to the location listed as required in PART II, block 1 above during each of calendar years 1971, 1972, and 1973.

- ☐ a. This information was previously submitted with the _____ timber sale and is current and correct.
☐ b. This information is shown on the attached Form FS-2400-45.

3. The volumes of all timber other than National Forest tributary to the locations listed in PART II, block 1 above that have been exported, directly or indirectly, by the purchaser or his affiliates during each of calendar years 1971, 1972, and 1973.

- ☐ a. This information was previously submitted with the _____ timber sale and is current and correct.
☐ b. This information is shown on the attached Form FS-2400-44.
☐ c. Purchaser did not export timber, directly or indirectly, during the calendar years 1971, 1972 and 1973

The bidder further agrees to furnish, prior to hauling to any different locations, like information concerning said different locations.

Public reporting burden for this collection of information is estimated to average 0.507 hours and \$6.04 per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspects of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, Room 404-W, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project OMB #0596-0021, Washington, D.C. 20503.

4. Name of Bidder

5. Title

6. Tax Payer ID No.

7. Signature

7. Date

NOTICE TO BIDDERS ON SET-ASIDE SALES

Section 15 of the Small Business Act of 1958 authorizes preferential award of this sale to a small business concern. Bidders desiring such preferential consideration must certify as to their status by signing the Certificate of Small Business Status and attaching it to the bid. Forest products industry under item (1) refers to an industry that utilizes the wood obtained from trees that serve as the principal source of raw material. If the Contracting Officer or another interested party questions the representation of the high bidder within 5 working days of bid opening, the Contracting Officer may defer award of this sale pending consideration by the Small Business Administration. Concerns that do not certify as small business and those declared ineligible by the Small Business Administration may not participate if a qualified small business concern submits an acceptable sealed bid.

Any concern that self-certifies as a small business concern for the purpose of the sale of Government-owned timber must maintain sufficient documentary evidence to show that it did so in good faith. This means that a concern that sells or exchanges sawtimber from this sale must maintain a record of the names and addresses of the concerns to whom they sold or exchanged the timber, the size of such firms, and the volume involved. When manufacturing the sawtimber into a product, bidders must do so with their facilities or those of another concern that qualifies as a small business.

In addition to the following Certificate of Small Business Status, the successful bidder must complete a Small Business Certification, which is required on all preferential sales of set-aside timber at the time the sale contract is executed.

The Small Business Administration certification confirms the representation of the size status of the firm, provides assurance that the firm will maintain records of all sales or exchanges of sawtimber from this sale for 3 years, and acknowledges the possible penalties for violating the foregoing.

Certificate of Small Business Status

The bidder certifies as a small business concern within the terms of definitions listed below.

- (a) In sales of National Forest timber a small business is a concern that (i) is primarily engaged in the logging or forest products industry, (ii) is independently owned and operated, (iii) is not dominant in its field of operation, and (iv) together with its affiliates, does not employ more than 500 persons.
- (b) In sales of National Forest timber with any part to be resold, a small business is a concern that (i) meets the requirements of item (a) above and (ii) agrees that it will not sell or exchange more than 30 percent (50 percent in Alaska; 100 percent of southern pine advertised sawtimber in Region 8) of the advertised volume of sawtimber to a concern that does not qualify as small business.
- (c) In sales of National Forest timber not to be resold for manufacture into lumber and timbers, a concern is small business when (i) it meets the requirements of item (a) above, and (ii) it agrees that in manufacturing lumber or timbers from National Forest timber it will do so only with its own facilities or those of concerns that qualify as small businesses.

(Date)

(Signature of bidder)

FISCAL REPORT
STATE LAND TIMBER SALES

Report Date _____

CSFS District _____

Sale Location: Section _____ Twp. _____ Range _____

County _____

Species _____

Product(s) _____

Estimated Volume(s) _____

Price Received Per Unit _____

Total From Sale \$ _____

Costs Up To Date Of Bid:

Acct. Charged
By District

Total Travel

Amount \$ _____

Supplies (paint, etc.)

Amount \$ _____

Marking

Amount \$ _____

Contract, EIS, Advertising

Amount \$ _____

Advertising (Media Cost)

Amount \$ _____

Showing Timber

Amount \$ _____

Other _____

Amount \$ _____

Estimated Cost of Checking Compliance

Amount \$ _____

Other _____

Amount \$ _____

TOTAL COST Amount \$ _____

COLORADO STATE FOREST SERVICE

TIMBER SALE

BID FORM

NAME: _____

ADDRESS: _____

PHONE: _____ DATE: _____

| SALE | AREA | BID | COMMENTS |
|-----------------|------------|-----|----------|
| Esquire Heights | 10.4 acres | | |
| Thin Coyote | 27.2 acres | | |
| Sawmill | 30.2 acres | | |
| Bockmann II | 4.6 acres | | |

Additional Comments:

The Colorado State Forest Service retains the right to reject any and all bids.

RETURN TO: Colorado State Forest Service
59228 Highway 14
Walden, Colorado 80480

BIDS DUE NO LATER THAN: 10:00 am. Thursday, September 7, 1995.

**Colorado
State
FOREST
SERVICE**

Steamboat Springs District
Colorado State Forest —
Field Office
S.R. Box 116
59228 Highway 14
Walden, Colorado 80480
(303) 723-4505

August 15, 1995

To: Bidders

From: Paul R. Janzen



ERRATA!!

When we sent out the announcement for the Sunny Acres Sale we forgot to include information about the road construction needed for access to the sale. This is significant to the sale since there will be 1.75 miles of new road construction.

The attached map shows the approximate location of the road. The road is flagged with red flagging from the Hour Glass Sale (at the end of CR 41 extension) to the Sunny Acres Sale.

We estimate that this road will require the following culverts:

- Four 36" diameter (two each at two crossings of Kelly Creek)
- One 18" diameter (Dry Creek crossing)
- Two 12" diameter
- Two 6" diameter

For information contact Paul Janzen at (970)723-4505

AUG 7 1 1995
FEL COLLINS DISTRICT
DF *mpk*
ADF
FDR
SLO
W.D
CX

EXHIBIT 1 SALE AREA MAP

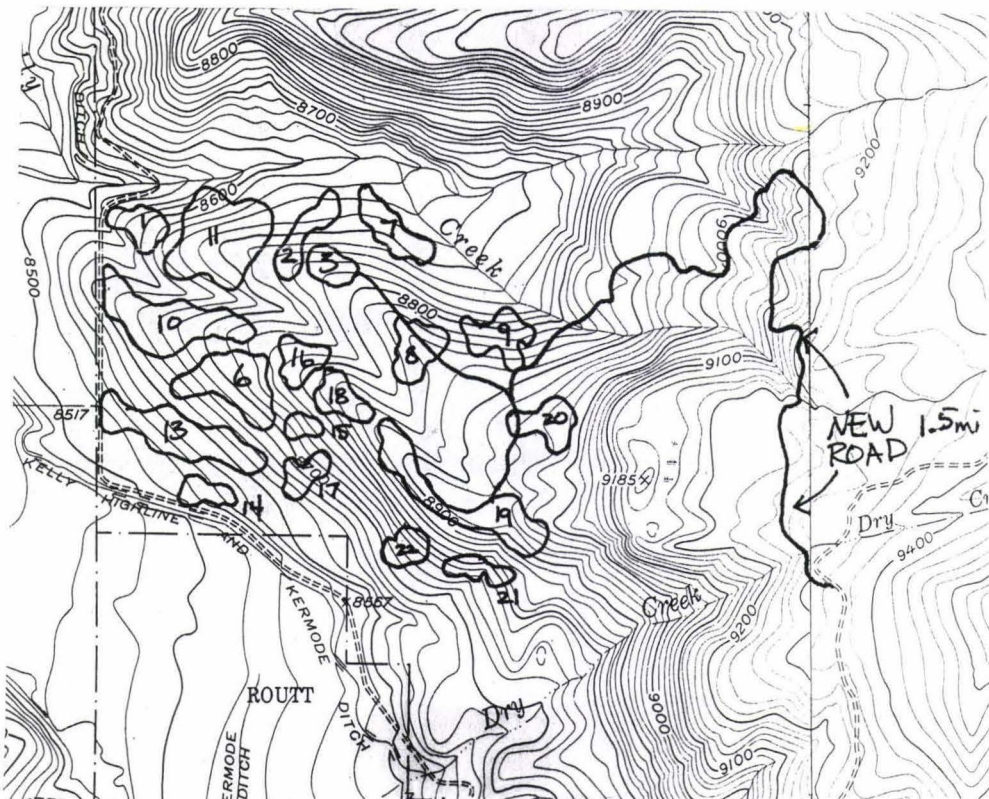
ACRES BY CLEARCUT UNIT

| | | | | | |
|---------|------|----------|------|----------|------|
| unit #1 | 3.4 | unit #10 | 13.3 | unit #17 | 2.7 |
| unit #2 | 4.5 | unit #11 | 18.3 | unit #18 | 4.1 |
| unit #3 | 3.2 | unit #13 | 14.3 | unit #19 | 11.8 |
| unit #6 | 10.6 | unit #14 | 2.9 | unit #20 | 5.2 |
| unit #7 | 6.3 | unit #15 | 1.4 | unit #21 | 2.6 |
| unit #8 | 5.1 | unit #16 | 3.4 | unit #22 | 3.2 |
| unit #9 | 5.7 | | | ----- | |

total 122 acres



SALE LOCATION
with HAUL ROAD



UNIT LOCATIONS WITH PROPOSED ROAD

