



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

Release

5-145

Date

6/18/92

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Subject      **H-5430-1 - ADVERTISEMENT**

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 Material Superseded:    None.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

REMOVE:

None

INSERT:

H-5430-1  
(Total: 21 Sheets)

Mike Penfold  
Assistant Director  
Land and Renewable Resources



**U.S. DEPARTMENT OF THE INTERIOR**  
**Bureau of Land Management**



Bureau of Land Management  
Washington Office  
1849 C Street, NW  
Washington, D.C. 20240

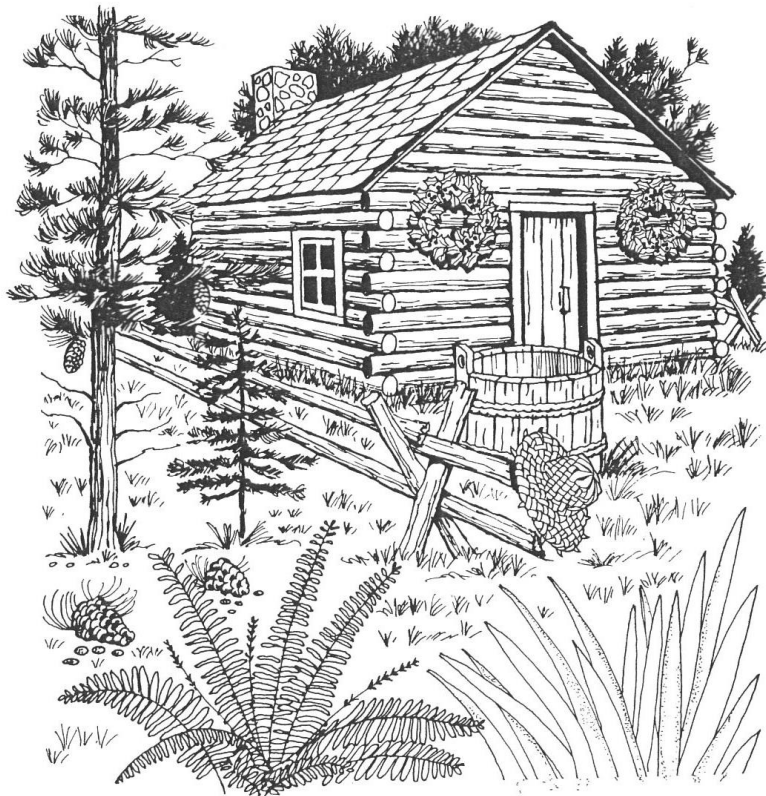
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## **Forest Product Sale**

## **Procedure Handbook Series**

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# **Advertisement**



**H-5430-1**

## H-5430-1 - ADVERTISEMENT

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## H-5430-1 - ADVERTISEMENT

## I. Approval of Sale for Advertising

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

B. Forest Product Sales over 25 Million Board Feet.

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

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

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

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

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

Illustration 1 is an example of a newspaper advertisement.

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

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

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

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

F. Specialized Requirements

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

## H-5430-1 - ADVERTISEMENT

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

“QUALIFIED SMALL BUSINESS concerns may apply to the Small Business Administration for a loan to provide financing for access road construction required under the terms of qualifying timber sale contracts and necessary contract changes will be made. Approval of loan applications rests with the Small Business Administration and may be contingent upon availability of funds. Applicants for such loans shall notify the Bureau of Land Management of their intention to apply for such loan.”

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

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



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

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

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

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

VI. Withdrawal of Tract From Advertising

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

## Glossary of Terms

### -A-

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

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

### -C-

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

### -F-

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

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

### -N-

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

### -S-

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

H-5430-1 - ADVERTISEMENT

EXAMPLE OF NEWSPAPER ADVERTISEMENT FORMAT

(USE THIS FORMAT FOR REGULAR TIMBER SALES)

(To be used for one week advertisements only)

**TIMBER FOR SALE, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS** as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1717 Fabry Road, S.E., Salem Oregon 97302, at 10:00 a.m., on Tuesday, August 28, 1984, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, conditions of sale and submission of bids, including appraised prices per species, should be obtained from the above District Manager. The right is hereby reserved to waive technical defects in this advertisement and to reject any or all bids. The United States reserves the right to waive any informality in bids received whenever such waiver is in the interest of the United States. This sale notice constitutes the decision for purposes of protests and appeals under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sales listed below must be filed within 15 days after publication of this notice.

**IN BENTON COUNTY, OREGON, O&C: ORAL AUCTION:** All timber designated for cutting on certain Federal lands in Sec. 31, T. 13, S., R. 6 W., Will. Mer., estimated for the purposes of this sale to be 4,439 M bd. ft. No written bid for less than \$725,035.<sup>50</sup> will be considered. Minimum deposit with written bid \$72,600.<sup>00</sup>.

H-5430-1 - ADVERTISEMENT

EXAMPLE OF NEWSPAPER ADVERTISEMENT FORMAT

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**IN MARION COUNTY: COUNTY, OREGON, O&C: ORAL AUCTION:** All timber designated for cutting on certain Federal lands in Sec. 31, T. 9, S., R. 4 E., Will. Mer., estimated for the purposes of this sale to be 1,723 M.bd. ft. No written bid for less than \$135,400.<sup>00</sup> will be considered. Minimum deposit with written bid \$13,600.<sup>00</sup>.

**IN CLACKAMAS COUNTY: OREGON, O&C: ORAL AUCTION: SET-ASIDE:** All timber designated for cutting on certain Federal lands in Sec. 9, T. 7 S., R. 4 E., Will. Mer., estimated for purposes of this sale to be 2,140 M bd. Ft. No written bid for less than \$171,230.<sup>50</sup> will be considered. Minimum deposit with written bid \$72,200.<sup>00</sup>.

## H-5430-1 - ADVERTISEMENT

(USE THIS FORMAT FOR VEGETATIVE RESOURCE SALES)

(To be used for one week advertisements only)

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

**IN GRANITE COUNT; MONTANA; PD. SEALED BIDS.** All Christmas trees designated for cutting on certain Federal lands in Sec. 6, T. 7 N., R. 13 W., Montana Principal Meridian, estimated for purposes of this sale to be 3,500 trees. No sealed bid for less than \$3,500.<sup>00</sup> will be considered. Minimum deposit with sealed bid \$350.<sup>00</sup>.



## H-5430-1 - ADVERTISEMENT

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

(To be used with two week advertisements only)

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

**IN MARION COUNTY; OREGON; O&C, ORAL AUCTION:** All timber designated for cutting on certain Federal lands in Sec. 25, T. 13 S., R. 6 W., Will. Mer., estimated for purpose of this sale to be 4,439 M bd. ft. No written bid for less than \$725,035.<sup>50</sup> will be considered. Minimum deposit with written bid \$72,600.<sup>00</sup>.

## H-5430-1 - ADVERTISEMENT

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

(To be used with two week advertisements only)

**TIMBER FOR SALE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS** as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1717 Fabry Road, S. E., Salem, Oregon 97302, at 10:00 a.m., on Tuesday, August 28, 1984, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, the condition of sale and submission of bids, including appraised prices per species, should be obtained from the above District Manager. The right is hereby reserved to waive technical defects in this advertisement and to reject any or all bids. The United States reserves the right to waive any informality in bids received whenever such waiver is in the interest of the United States. This sale notice, first published on (\_\_\_\_) date constitutes the decision document for purposes of protests and appeals, under 43 CFR subpart 5003 – Administrative Remedies.

Protests of any sale listed below must be filed within 15 days after publication of this notice.

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

**IN MARION COUNTY: OREGON: O&C: ORAL AUCTION:** All timber designated for cutting on certain Federal lands in Sec. 67, T. 9 S., R. 4 E., Will. Mer., estimated for purpose of this sale to be 2,140 M bd. ft. No written bid for less than \$135,400.<sup>00</sup> will be considered. Minimum deposit with written bid \$13,600.<sup>00</sup>

**IN CLACKAMAS COUNTY: OREGON: O&C: ORAL AUCTION: SET-ASIDE:** All timber designated for cutting on certain Federal lands in Sec. 9, T. 7 S., R. 4 E., Will., estimated for purposes of this sale to be 2,140 M bd ft. No written bid for less than \$171,230.<sup>00</sup> will be considered. Minimum deposit with written bid \$17,200.<sup>00</sup>.

(USE THIS FORMAT FOR VEGETATIVE RESOURCE SALES)

(To be used with two week advertisement only)

**CHRISTMAS TREES FOR SALE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. ORAL AUCTION OR SEALED BIDS** as hereinafter designated will be received by the District Manager, Bureau of Land Management, 1819 Holborn Street, Missoula, Montana 59801, at 10:00 a.m., on Tuesday, August 28, 1984, for all Christmas trees marked or designated for cutting. Before bids are submitted, full information concerning the Christmas trees, the condition of sale and submission of bids, including the appraised price, should be obtained from the above District Manager. The right is hereby reserved to waive technical defects in this advertisement and to reject any or all bids. The United States reserves the right to waive any informality in bids received whenever such waiver is in the interest of the United States. This sale notice, first published on (\_\_\_\_\_) date constitutes the decision document for purposes of protests and appeals, under 43 CFR subpart 5003 – Administrative Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice.

**IN GRANITE COUNTY: MONTANA: PD: SEALED BIDS:** All Christmas trees designated for cutting on certain Federal lands in Sec. 6, T. 7 W., R. 13 W., Montana Principal Meridian, estimated for purposes of this sale to be 3,500 trees. No sealed bid for less than \$3,500.<sup>00</sup> will be considered. Minimum deposit with sealed bid \$350.<sup>00</sup>.

H-5430-1 - ADVERTISEMENT

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

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

**TIMBER FOR SALE UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT. SEALED BIDS** as hereinafter designated will be received by the District Manager, Bureau of Land Management, P.O. Box 10266, (1255 Pearl Street), Eugene, Oregon 97440 until 4:15 p.m. Pacific Daylight Time in April 27, 1988, for all timber marked or designated for cutting. Before bids are submitted, full information concerning the timber, the conditions of sale, and submissions of bids should be obtained from the above District Manager. The right is hereby reserved to waive technical defects in this advertisement and to reject any or all bids. The United States reserves the right to waive informality in bids received whenever such waiver is in the interest of the United States. This sale notice published on April 13, 1988, constitutes the decision document for the purposes of protests and appeals, under 43 CFR subpart 5003 – Administered Remedies. Protests of any sale listed below must be filed within 15 days after publication of this notice. **IN LAND COUNTY, OREGON: O&C SEALED BID:** All timber designated for cutting on certain Federal lands in Sec. 21 and 27, T. 16, S., R. 1 W., W.M. estimated for the purpose of this sale to be 1,226 MBF. No written bid for less than \$131,968.<sup>50</sup> will be considered. Minimum deposit with bid \$13,200.<sup>00</sup>. Sealed bids for this tract will be opened at 10:00 a.m., on Thursday, April 28, 1988, at the regularly scheduled Oral Auction Sale, 1126, Gateway Loop, Springfield, Oregon.

H-5430-1 - ADVERTISEMENT  
 Example of Forest Product Sale Notice



United States Department of the Interior



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

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

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

Date and Place of Sale

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

Location of the Firewood:

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

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

Timber Types, volume, and Appraised Value

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

Description of Wood

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

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

## H-5430-1 - ADVERTISEMENT

### Example of Forest Product Sale Notice

#### Method of Measurement

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

#### Bid Information

1. Qualification of bidders: In addition to the requirements as specified in sec. 2, Deposit and Bid for Timber (Form 5440-9), the bidder must be at least 18 years of age and able to provide a financial statement.

2. Bid amount: No bids will be accepted for less than the price per unit for each forest product and the total appraised price of \$1,478.40. The purchaser shall be liable for the total consideration bid without regard to the amount bid per unit, even though the quantity of timber severed or removed is more or less than the estimated quantity as set out in this notice.

3. Bids and bid form: Sealed bids must be submitted in duplicate on Form 5440-9, which is attached to this timber sale notice. (Please refer to Sections 5 and 6 on the back of Form 5440-9.) The high bidder will be required to confirm their sealed bid on bid forms furnished by the sale officer.

4. Deposit with BLM: This timber sale will be sold by sealed bid to the highest qualified bidder. A bid deposit of \$148.00 in the form of cash, money order, bank draft, cashier's or certified check made payable to the Bureau of Land Management, or a bid bond of a corporate surety shown on the approved list of the United States Treasury must accompany the bid. (Please refer to Sections 7 and 13 on the back of Form 5440-9.)

If you are not a successful bidder, your deposit will be returned to you.

5. Independent price determination: One signed copy of attached Form 1140-6, "Independent Price Determination Certificate," will be submitted with a sealed bid.

#### Duration of Contract

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

#### Performance Bond

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

**H-5430-1 – ADVERTISTMENT**

## Example of Forest Product Sale Notice

Payment for Firewood

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

Timer designated for Cutting

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

Splash Requirements

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

Logging Sequence

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

Seasonal Restriction

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

Road Closures

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

Gate Requirements

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

Road Construction and Maintenance

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

**H-5430-1 – ADVERTISTMENT**

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

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

**Other Contract Requirements**

The contract will contain special clauses on the following:

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

**Detailed Information and Inspection Tour**

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

**Attachments:**

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



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

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

June 29, 1983

90-DAY TIMBER SALE NOTICE

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

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

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

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

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

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

CRUISE INFORMATION:

The timber volumes were based on 100% cruise using form class tables for estimating board foot volume of trees in 16 foot logs.

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

H-5430-1 - ADVERTISEMENT

Example of 90-Day Timber Sale Notice

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

CUTTING AREA: 35 acres are to be partially cut.

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

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

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

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

OTHER:

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

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

Form 5440-009  
 (June 2022)

UNITED STATES  
 DEPARTMENT OF THE INTERIOR  
 BUREAU OF LAND MANAGEMENT

Name of Bidder
Tract Number
Sale Name
Sale Notice <i>(dated)</i>
BLM Office

**DEPOSIT AND BID FOR: (Check One):**

- Timber and/or Other Wood Products**  
 (Examples of Other Wood Products: biomass, firewood, posts, poles, etc...)
- Vegetative Resources**  
 (Examples of Vegetative Resources: boughs, pinyon nuts, cones, plants, etc...)

<input type="checkbox"/> Sealed Bid for Sealed Bid Sale		<input type="checkbox"/> Written Bid for Oral Auction Sale	
Deadline for accepting sealed bids	<input type="checkbox"/> a.m. <input type="checkbox"/> p.m.	Sale commences	<input type="checkbox"/> a.m. <input type="checkbox"/> p.m.
On <i>(date)</i>	Place	On <i>(date)</i>	Place

In response to the above dated Sale Notice, the required deposit and bid are hereby submitted for the purchase of designated Timber and/or Other Wood Products or Vegetative Resources on the tract specified above.

Required bid deposit is \$ \_\_\_\_\_ and is enclosed in the form of:

cash    money order    cashier's check    certified check    bank draft

bid bond of corporate surety on approved list of the United States Treasury    guaranteed remittance approved by the authorized officer.

IT IS AGREED That the bid deposit shall be retained by the United States as liquidated damages if the bid is accepted and the undersigned fails to execute and return the contract, together with any required performance bond and any required payment within 30 days after the contract is received by the successful bidder. If not otherwise specified in the advertisement, bids for less than the advertised price will not be considered. If the bid is rejected the deposit will be returned.

**BID SCHEDULE – TIMBER AND/OR OTHER WOOD PRODUCTS OR VEGETATIVE RESOURCES**  
*NOTE: Bidders should carefully check computations in completing the Bid Schedule*

BID SUBMITTED					ORAL BID MADE	
PRODUCT & SPECIES	UNIT of MEASURE	ESTIMATED VOLUME OR QUANTITY	UNIT PRICE	PRODUCT VALUE (Quantity X Price)	UNIT PRICE	PRODUCT VALUE (Quantity X Price)
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
			\$	\$ 0.00	\$	= \$ 0.00
TOTAL PURCHASE PRICE				\$ 0.00	\$	\$ 0.00

(Continued on Page 2)

(Form 5440-9, Page 1)

## H-5430-1 – ADVERTISTMENT

### Deposit and Bid for Timber/Vegetative Resource

If sale contract is executed, undersigned is liable for total purchase price including all modifications executed under the terms of the contract. Timber and/or Other Wood Products or Vegetative Resources designated for removal may be less or more than total estimated volume or quantity shown above.

Bid submitted on *(date)*

By signing this form, the signatory is certifying the following:

- (a) The signatory is a citizen of the United States, a partnership composed wholly of such citizens, an unincorporated association composed wholly of such citizens, or a corporation authorized to transact business in the state in which the timber is located.
- (b) The signatory is the age of majority in the state of the sale.
- (c) The signatory is an authorized representative if not signing as an individual and certifies that they are authorized to act as or on behalf of the bidder.
- (d) The signatory and any affiliates have not exported unprocessed private timber from west of the 100th meridian in the lower 48 states in the 24-months prior to the sale date shown on this form.
- (e) The signatory's bid was arrived at by bidder or offeror independently and was tendered without collusion with any other bidder or offeror.
- (f) The signatory and any affiliates are not currently suspended or debarred from contracting with the Federal government unless issued an exception by the Department's Director of the Office of Acquisition and Property Management (exception must be attached to bid form).

Mark each box above to acknowledge each of the certifying statements and complete sections 1-3 as appropriate and sections 4 and 5:

1. Signature, if firm is individually owned  _____	4. Name of firm <i>(type or print)</i>  _____
2. Signatures, if firm is a partnership or L.L.C. i. _____ ii. _____	5. Business address, include zip code <i>(type or print)</i>  _____
3. Corporation - organized under the state laws of: Signature of Authorized Corporate Officer: _____  Title: _____	<p style="text-align: center;"><i>(To be completed following oral bidding)</i></p> I HEREBY confirm the above oral bid By <i>(signature)</i> : _____  Date _____

Submit bid to qualify for either an oral auction or sealed bid sale, together with the required bid deposit.  
 Make remittance payable to: "Department of the Interior – BLM"

- Oral Auction – Submit to Sale Supervisor prior to closing of qualifying period for tract.  
 Sealed Bid – Send to Contracting Officer, who issued the sale notice, in a sealed envelope marked on the outside with:
- (1) "Bid for Timber and/or Other Wood Products" or "Bid for Vegetative Resources" depending on the products being sold.
  - (2) Time bids are to be opened.
  - (3) Legal description.
  - (4) Sale name and number.

#### NOTICES

The Privacy Act and the regulations in 43 CFR 2.223(d) require that you be furnished with the following information:

**AUTHORITY:** 38 FR 6280 and 43 CFR 5442.1

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

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

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### BURDEN HOURS STATEMENT

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

## INSTRUCTIONS TO BIDDERS

1. *AUTHORITY* – Timber and/or Other Wood Products or Vegetative Resources, located on the revested Oregon and California Railroad Grant Lands and on the reconveyed Coos Bay Wagon Road Grant Lands is administered and sold pursuant to authority of the Act of August 28, 1937 (50 Stat. 874; 43 U.S.C. 2601); Timber and/or Other Wood Products or Vegetative Resources located on other public lands of the United States under jurisdiction of the Bureau of Land Management are administered and sold pursuant to authority of the Act of July 31, 1947 (61 Stat. 681), as amended, by the Act of July 23, 1955 (69 Stat. 367; 30 U.S.C. 601 et. seq.). Regulations of the Secretary of the Interior governing sale of Timber and/or Other Wood Products or Vegetative Resources, are codified in 43 CFR Group 5400.

2. *QUALIFICATIONS OF BIDDERS* – A bidder for sale of Timber and/or Other Wood Products or Vegetative Resources must be either (a) a citizen of the United States, (b) a partnership composed wholly of such citizens, (c) an unincorporated association composed wholly of such citizens, or (d) a corporation authorized to transact business in the state in which the Timber and/or Other Wood Products or Vegetative Resources are located.

3. *INSPECTION OF TIMBER AND/OR OTHER WOOD PRODUCTS OR VEGETATIVE RESOURCES* – Bidder is invited, urged, and cautioned to inspect the Timber and/or Other Wood Products or Vegetative Resources prior to submitting a bid. By executing the Timber and/or Other Wood Products or Vegetative Resources sale contract, bidder warrants that the contract is accepted on the basis of their examination and inspection of the Timber and/or Other Wood Products or Vegetative Resources and their opinion of its value.

4. *DISCLAIMER OF WARRANTY* – Government expressly disclaims any warranty of the fitness of the designated Timber and/or Other Wood Products or Vegetative Resources for any purpose of the bidder; all Timber and/or Other Wood Products or Vegetative Resources are to be sold “As Is” without any warranty of merchantability by Government. Any warranty as to the quantity or quality of Timber and/or Other Wood Products or Vegetative Resources to be sold is expressly disclaimed by Government.

5. *BIDS* – Each Sealed or written bid for Timber and/or Other Wood Products or Vegetative Resources must be submitted to the Contracting Officer who issued *Timber and/or Other Wood Products or Vegetative Resources Sale Notice*.

(a) *Sealed Bid Sales* – Bids will be received until time specified in the Advertisement. Enclose the bid with required bid deposit in a sealed envelope marked on the outside *Bid for Timber and/or Other Wood Products or Vegetative Resources*, time bid is to be opened, timber sale name and number, and legal description of land on which Timber and/or Other Wood Products or Vegetative Resources are located. In event of a tie, the high bidder shall be determined by lot from among those who submitted the tie bids.

(b) *Oral Auction Sales* – Submission of the required bid deposit and a written bid is required to qualify for oral bidding. Oral bidding shall begin from the highest written bid. No oral bid will be considered which is not higher than the preceding bid. In the event there is a tie in high written bids, and no oral bidding occurs, the bidder who was the first to submit their bid deposit and written bid shall be declared the high bidder. If the officer conducting the sale cannot determine who made the first submission of high tie written bids, the high bidder shall be determined by lot. High bidder must confirm their bid, in writing, immediately upon being declared high bidder.

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

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

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

(a) *Timber and/or Other Wood Products or Vegetative Resources Sales* – For each product and species, bids shall specify (1) Bureau of Land Management estimated unit volume or quantity, (2) bidder’s price per unit and total value, and (3) bidder’s total purchase price. Estimated volume and price per unit are to be used for administrative and appraisal purposes only. Upon award of contract, the high bidder agrees to pay the Government for the Timber and/or Other Wood Products or Vegetative Resources designated for removal in accordance with the terms of the contract. Timber and/or Other Wood Products or Vegetative Resources designated for removal may be less or more than the total estimated volume or quantity shown above.

7. *BID DEPOSIT* – All bidders must make a deposit of not less than the amount specified in the *Timber and/or Other Wood Products or Vegetative Resources Notice*. Deposit may be in the form of cash, money orders, bank drafts, cashiers or certified checks made payable to the Department of the Interior – BLM, bid bonds of a corporate surety shown on the approved list of the United States Treasury Department (*Applies To Timber Only*), or any approved guaranteed remittance approved by the Contracting Officer. Upon conclusion of bidding, the bid deposit of all bidders, except high bidder, will be returned. The cash deposit of the successful bidder shall be applied toward the required sale deposit and/or the purchase price. If the BLM fails to award the timber sale within 90 days of the determination of the high bidder, a portion of the bid deposit may be refunded to the high bidder upon written request to the authorized officer, such that the BLM retains a deposit of at least 5% of the appraised value. The remainder of the full bid deposit must be resubmitted to the BLM once the high bidder is notified in writing that the delay of award has been remedied and the authorized officer is prepared to issue the contract. If the high bidder is unable to provide the full amount of the bid deposit within 30 days of the written notification, the sale may be re-auctioned and the high bidder will be barred from participating in any subsequent auctions for the same tracts.

8. *AWARD OF CONTRACT* – Government may require high bidder to furnish such information as is necessary to determine the ability of bidder to perform the obligation of contract. Contract will be awarded to high bidder, unless they are not qualified or responsible or unless all bids are rejected. If high bidder is not qualified or responsible or fails to sign and return the contract together with required performance bond and any required payment, contract may be offered and awarded to the highest bidders qualified, responsible, and willing to accept the contract. If contract award is delayed more than 90 days, half of the bid deposit may be refunded to the high bidder until the sale award process resumes.

9. *TIMBER AND/OR OTHER WOOD PRODUCTS OR VEGETATIVE RESOURCES SALE CONTRACTS* – To be executed by purchaser, has been prepared by Government, and may be examined in the District or Field Manager’s office.

10. *PERFORMANCE BOND* – (Primarily Used For Timber Sales)

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

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

11. *PAYMENT BOND* – (Primarily Used For Timber Sales)

If purchaser elects to (a) cut and remove Timber and/or Other Wood Products or Vegetative Resources, or (b) remove Timber and/or Other Wood Products or Vegetative Resources already cut which has been secured by an increased performance bond as provided in paragraph 10(b) above, before payment of the second or subsequent installments, Government shall require a payment bond on a form supplied by Government. Purchaser shall obtain written approval from Government of payment bond prior to cutting and/or removal of Timber and/or Other Wood Products or Vegetative Resources covered by the bond. Payment bond shall be used to assure payment for Timber and/or Other Wood Products or Vegetative Resources cut and/or removed in advance of payment.

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

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

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

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

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

17. *LOG EXPORT* – All timber offered for sale except as noted in the *Timber Sale Notice* is restricted from export from the United States in the form of unprocessed timber and any exporters of unprocessed private timber west of the 100th meridian in the contiguous 48 states within 24-months of the sale date are not eligible to purchaser Federal Timber west of the 100th meridian in the contiguous 48 states. For the purpose of this contract, unprocessed timber is defined as: (1) any logs except those of utility grade or below, such as saw logs, peeler logs, and pulp logs; (2) cants or squares to be subsequently remanufactured exceeding eight and three quarters (8-3/4) inches in thickness; (3) split or round bolts or other roundwood not processed to standards and specifications suitable for end product use; or (4) western red cedar lumber which does not meet lumber of American Lumber Standards Grades of Number 3 dimensions or better, or Pacific Lumber Inspection Bureau R-List Grades of Number 3 common or better.

Timber manufactured into the following will be considered processed: (1) Lumber or construction timbers, except western red cedar, meeting current American Lumber Standards Grades or Pacific Lumber Inspection Bureau Export R or N list grades, sawn on four sides, not intended for remanufacture; (2) Lumber, construction timbers, or cants for remanufacture, except western red cedar, meeting current American Lumber Standards Grades or Pacific Lumber Inspection Bureau Export R or N list clear grades, sawn on four sides, not to exceed twelve inches in thickness; (3) Lumber, construction timbers, or cants for remanufacture, except western red cedar, that do not meet the grades referred to in subclause 2 and are sawn on four sides, with wane less than 1/4 of any face, not exceeding 8 3/4 inches in thickness; (4) Chips, pulp, or pulp products; (5) Veneer or plywood; (6) Poles, posts, or piling cut or treated with preservatives for use as such; (7) Shakes or shingles; (8) Aspen or other pulpwood bolts, not exceeding 100 inches in length, exported for processing into pulp; (9) Pulp logs, cull logs, and incidental volumes of grade 3 and 4 saw logs processed at domestic pulp mills, domestic chip plants, or other domestic operations for the primary purpose of conversion of the logs into chips, or to the extent that a small quantity of such logs are processed, into other products at domestic processing facilities.

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

H-5430-1 - ADVERTISEMENT

Notice of Requirement for Certification of Non-segregated Facilities

Form 1140 – 4  
(June 1974)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

NOTICE OF REQUIREMENT FOR CERTIFICATION  
OF NON-SEGREGATED FACILITIES

Bidders and offerors are cautioned as follows: by signing this bid or offer or entering into this contract or lease, as the case may be, the bidder, offeror, or contractor will be deemed to have signed and agreed to the provisions of the Certification of Non-segregated Facilities in this solicitation. The certification provides that the bidder or offeror does not maintain or provide for their employees facilities which are segregated on a basis of race, color, religion, sex, or national origin, whether such facilities are segregated by directive or on a de facto basis. The certification also provides that they will not maintain such segregated facilities. Failure of a bidder or offeror to agree to the Certification of Non-segregated Facilities will render their bid or offer nonresponsive to the terms of solicitations involving awards of contract exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause.

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In accordance with 41 CFR 60, AS AMENDED May 19, 1967, and Executive Order No. 11246 of September 24, 1965, as amended, this notification will be included in all notices of invitations for bid, lease, offers, and request for proposal where prospective nonexempt contracts may exceed \$10,000.

H-5430-1 - ADVERTISEMENT

Self-Certification Clause

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

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

SELF CERTIFICATION CLAUSE  
BIDDERS STATEMENT

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

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(Date)

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(Signature of Bidder)

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

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INSTRUCTIONS

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

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

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

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

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


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GPO 850-444

GPO 905716



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

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

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

1. His firm (a) is primarily engaged in the logging or forest products industry; (b) is independently owned and operated; (c) is not dominant in its field of operation; and (d) employs, together with its affiliates, 500 or fewer persons.
  
2. (a) He agrees not to sell and/or exchange more than 30 percent (50 percent in the case of Alaska) of the timber of log volume from this preferential sale to concerns not meeting SBA'S small business size standard. Such timber and log volume comprises logs, bolts and pieces that are suitable for manufacture into lumber dimension and/or veneer and normally appraised as such. Timber and log volume of the preferential sale includes the contract rights, standing and down trees or portions thereof.
 

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

(c) If his concern is purchased by, becomes controlled by, or merged with a large business, so much of such timber and log volume from this preferential sale as is necessary will be sold (not bartered) to one or more small businesses for compliance with the 30 percent (50 percent in the case of Alaska) restriction.
  
3. He agrees that if he utilizes log volume from this preferential sale in the manufacture of a product, such manufacture will be done with his own facilities or those of another concern that qualifies as a small business.
  
4. He understands that in addition to other penalties which may be imposed for violating the foregoing, he may be declared ineligible to participate in future Federal timber sales.

Signed \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Date \_\_\_\_\_

**H-5430-1 – ADVERTISTMENT**

Example of Forest Product Sale Withdrawal Notice

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

May 13, 1984

SPECIAL NOTICE TO ALL PROSPECTIVE PURCHASERS

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

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