

U.S. DEPARTMENT OF AGRICULTURE FOREST SERVICE TIMBER SALE CONTRACT (Applicable to Sales to be Measured before Felling)		Name of Purchaser 	
National Forest Colville	Ranger District Republic	Region Pacific N-West	Contract Number
Sale Name Trout West		Award Date 	Termination Date 10/15/2011

The parties to this contract are The United States of America, acting through the Forest Service, United States Department of Agriculture, hereinafter called Forest Service, and _____ hereinafter called Purchaser.

Forest Service having advertised a sale at which either (1) Purchaser, whose required bid deposit is now held by Forest Service as an initial deposit, was the successful bidder, or (2) no bids were received and Purchaser having subsequently offered at least the minimum advertised price and made an initial deposit in the same amount as the bid deposit specified in the sale advertisement; and the parties hereto desiring to record their agreement; now therefore,

Unless provided otherwise herein, Forest Service agrees to sell and permit Purchaser to cut and remove Included Timber and Purchaser agrees to purchase, cut, and remove Included Timber.

This contract consists of three Divisions: AT - Specific Conditions, BT - Standard Provisions, and CT - Special Provisions, together with Sale Area Map, Plans and specifications for developments (if any), and such attachments as may be provided for in Division CT. Specific Conditions are numbered and apply to the Part, Section, Subsection, or Item of the Standard Provisions, as indicated hereunder. Other conditions of this contract are stated in Division CT - Special Provisions.

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the award date.

UNITED STATES OF AMERICA

Two Witnesses:^{1/}

(Name)

(Address)

(Name)

(Address)

By: _____
Contracting Officer

(Title)

By: _____
(Purchaser) ^{2/}

(Title)

(Business Address)

I, ^{3/} _____, certify that I am the _____
 Secretary of the corporation named as Purchaser herein; that _____
 who signed this contract on behalf of Purchaser, was then _____
 of the corporation; that the contract was duly signed for and in behalf of the corporation by authority of its governing body, and is
 within the scope of its corporate powers.

**CORPORATE
SEAL** ^{4/}

INSTRUCTIONS:

- 1/ The signatures and addresses of two witnesses are required if Purchaser is other than a corporation.
- 2/ If Purchaser is a co-partnership, the signatures should be: XYZ Company, by John Doe, a member of the firm. If Purchaser is a corporation, form of signature should be: XYZ Company, by John Doe, President (or other officer or agent) and the seal of the corporation must be impressed or indicated.
- 3/ The certificate must be completed if Purchaser is a corporation.
- 4/ If the corporation has no corporate seal that fact shall be stated, in which case a scroll or adhesive seal shall follow the corporate name.

EXAMPLE 1/

Subcontractor Certification
Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion

Timber Sale Name: _____
 National Forest: _____

The prospective subcontractor (participants in lower tier covered transactions) 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 timber sale by any Federal department or agency.

Where the prospective subcontractor is unable to certify to any of the statements in this certification, such prospective subcontractor shall attach an explanation to this proposal.

Name of Subcontractor: _____
 Business Address: _____

_____ Date _____ Signature

1/ It is the Purchaser's responsibility to have subcontractors complete this certification and to maintain a file of completed certifications. This certification does not need to be returned to the Forest Service, except at the written request of the Contracting Officer.

The following conditions apply to the indicated portions of Division BT - Standard Provisions issued June 2006.

AT1 - Location and Area, applicable to BT1.1

This Sale Area of 12640 acres more or less is located in:

T39N, R32E, section 31, T38N, R32E sections 6,7,8,9,15,16,17,18,19,20,21,22,27,28,29,30,31,32,33,34, and 35. T37N, R32E Sections 5,6,7,8,17 and 18.

AT2 - Volume Estimate and Utilization Standards, applicable to BT2.1, BT2.2, BT2.4, and BT6.4

Species	Product	Estimated Quantity *	Unit of Measure	Minimum Specifications				
				Merchantable Tree		Piece Required to be Removed		
				Diameter Breast High (d.b.h.) (inches)	Number of Minimum Pieces per Tree	Length (feet)	Diameter Inside Bark at Small End (inches)	Net Scale in % of Gross Scale
Douglas-fir & Western Larch	Sawtimber	8,780.00	CCF	7	1	8	5	40
Lodgepole Pine & Other Coniferous Species	Sawtimber	2,878.00	CCF	6	1	8	5	40
Timber Subject to Agreement under CT2.11#								
Mixed Conifer Species	Non-Saw	unestimated	CCF	5	1	12	3	40
Total Quantity		11,658.00	CCF					

* Quantities not included here are described in BT2.4.

AT3- Timber Designations, applicable to BT2.3; acres are approximate:

	Number	Acres
Clearcutting Units (BT2.31)	_____	_____
Specified Road Clearing (BT2.32)	_____	_____
Overstory Removal Units (BT2.33)	_____	_____
Understory Removal Units (BT2.34)	_____	_____
Individual Trees (BT2.35)	<div style="background-color: #cccccc; width: 100px; height: 15px;"></div>	1,366
Incompletely Measured Payment Units (BT2.36)	_____	_____

AT4 - Timber Payment Rates, applicable to BT3.1 and BT4.0

AT4a - For Species and Products to be Paid for at Rates Escalated under BT3.2

Species	Product	Unit of Measure	Rates per Unit of Measure					Required Deposits Slash Disposal \$	Base Index
			Base \$	Advertised \$	Bid Premium \$	Bid (Tentative) \$			
Douglas-fir & Western Larch	Sawtimber	CCF	5.54	5.54			13.74	151.42	
Lodgepole Pine & Other Coniferous Species	Sawtimber	CCF	5.54	20.20			13.74	140.84	

AT4b- For Species and Products to be Paid for at Flat Rates

Species	Product	Unit of Measure	Rates per Unit of Measure					Required Deposits Slash Disposal \$
			Base \$	Advertised \$	Bid Premium \$	Bid (Flat) \$		
Timber Subject to Agreement under CT2.11#								
Mixed Conifer Species	Non-Saw	CCF	.25	.25			.00	

For purposes of convenience in collection and bookkeeping, Bid Rates stated in AT4 include payment of deposits for sale area betterment required pursuant to 16 USC 576b. Such deposits are not included as Required Deposits defined hereunder.

AT4c - Schedule of Payment Units

Payment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a	Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b	Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
119	25	Douglas-fir & Western Larch	Sawtimber 110.00 CCF			2,267.10
		Lodgepole Pine & Other Coniferous Species	Sawtimber 55.00 CCF			
		Total PU Quantity And Value	165.00 CCF			
15	96	Douglas-fir & Western Larch	Sawtimber 420.00 CCF			8,642.46
		Lodgepole Pine & Other Coniferous Species	Sawtimber 209.00 CCF			
		Total PU Quantity And Value	629.00 CCF			
17	14	Douglas-fir & Western Larch	Sawtimber 62.00 CCF			1,277.82
		Lodgepole Pine & Other Coniferous Species	Sawtimber 31.00 CCF			
		Total PU Quantity And Value	93.00 CCF			
18	68	Douglas-fir & Western Larch	Sawtimber 298.00 CCF			6,128.04
		Lodgepole Pine & Other Coniferous Species	Sawtimber 148.00 CCF			
		Total PU Quantity And Value	446.00 CCF			
19	153	Douglas-fir & Western Larch	Sawtimber 1,205.00 CCF			21,310.74
		Lodgepole Pine & Other Coniferous Species	Sawtimber 346.00 CCF			
		Total PU Quantity And Value	1,551.00 CCF			
21	24	Douglas-fir & Western Larch	Sawtimber 189.00 CCF			3,352.56
		Lodgepole Pine & Other Coniferous Species	Sawtimber 55.00 CCF			
		Total PU Quantity And Value	244.00 CCF			
23	68	Douglas-fir & Western Larch	Sawtimber 298.00 CCF			6,128.04
		Lodgepole Pine & Other Coniferous Species	Sawtimber 148.00 CCF			
		Total PU Quantity And Value	446.00 CCF			
24	29	Douglas-fir & Western Larch	Sawtimber 127.00 CCF			2,610.60
		Lodgepole Pine & Other Coniferous Species	Sawtimber 63.00 CCF			
		Total PU Quantity And Value	190.00 CCF			
25	37	Douglas-fir & Western Larch	Sawtimber 292.00 CCF			5,166.24
		Lodgepole Pine & Other Coniferous Species	Sawtimber 84.00 CCF			
		Total PU Quantity And Value	376.00 CCF			

Payment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a	Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b	Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
26	35	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	153.00 CCF 77.00 CCF			3,160.20
		Total PU Quantity And Value	230.00 CCF			
28	61	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	481.00 CCF 138.00 CCF			8,505.06
		Total PU Quantity And Value	619.00 CCF			
29	45	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	355.00 CCF 102.00 CCF			6,279.18
		Total PU Quantity And Value	457.00 CCF			
30	186	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	1,468.00 CCF 419.00 CCF			25,927.38
		Total PU Quantity And Value	1,887.00 CCF			
31	51	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	402.00 CCF 115.00 CCF			7,103.58
		Total PU Quantity And Value	517.00 CCF			
32	20	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	158.00 CCF 46.00 CCF			2,802.96
		Total PU Quantity And Value	204.00 CCF			
34	9	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	71.00 CCF 20.00 CCF			1,250.34
		Total PU Quantity And Value	91.00 CCF			
36	30	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	237.00 CCF 66.00 CCF			4,163.22
		Total PU Quantity And Value	303.00 CCF			
37	114	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	898.00 CCF 259.00 CCF			15,897.18
		Total PU Quantity And Value	1,157.00 CCF			

Payment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a	Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b	Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
38	10	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 44.00 CCF <i>Sawtimber</i> 22.00 CCF			906.84
		Total PU Quantity And Value	66.00 CCF			
40	108	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 540.00 CCF <i>Sawtimber</i> 71.00 CCF			8,395.14
		Total PU Quantity And Value	611.00 CCF			
41	14	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 110.00 CCF <i>Sawtimber</i> 32.00 CCF			1,951.08
		Total PU Quantity And Value	142.00 CCF			
43	11	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 87.00 CCF <i>Sawtimber</i> 25.00 CCF			1,538.88
		Total PU Quantity And Value	112.00 CCF			
44	46	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 201.00 CCF <i>Sawtimber</i> 100.00 CCF			4,135.74
		Total PU Quantity And Value	301.00 CCF			
45	53	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 232.00 CCF <i>Sawtimber</i> 115.00 CCF			4,767.78
		Total PU Quantity And Value	347.00 CCF			
46	35	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 153.00 CCF <i>Sawtimber</i> 77.00 CCF			3,160.20
		Total PU Quantity And Value	230.00 CCF			
5	24	Douglas-fir & Western Larch Lodgepole Pine & Other Coniferous Species	<i>Sawtimber</i> 189.00 CCF <i>Sawtimber</i> 55.00 CCF			3,352.56
		Total PU Quantity And Value	244.00 CCF			

The following definitions are established for the terms used in AT4:

Base Rates are the lowest rates of payment for timber that are authorized by this contract. Base Rates remain constant throughout the life of this contract and are not subject to change by rate redetermination, except for reduction under BT3.31, BT3.32, or BT3.33.

Advertised Rates are the minimum acceptable Bid Rates for timber, exclusive of Required Deposits. These rates are those indicated by appraisal, with a cost allowance made for construction of Specified Roads listed in AT7, but are never less than Base Rates.

Bid Premium Rates are the amounts by which Purchaser's bid is in excess of Advertised Rates. The Bid Premium Rates are constant during this contract, except as provided in BT3.31, BT3.32, and BT3.33.

Bid Rates are the rates bid by Purchaser (exclusive of Required Deposits for slash disposal and road maintenance) and are the sum of Advertised Rates and Bid Premium Rates. Until a rate redetermination becomes effective, the Bid Rate for species and products in AT4a is the Tentative Rate that is subject to quarterly adjustment under BT3.2; for species and products in AT4b, the Bid Rate is the Flat Rate.

Required Deposits are deposits that Purchaser may be required to pay for slash disposal (16 USC 490) and road maintenance (16 USC 537). Required Deposits may be adjusted as part of a rate redetermination or a Contract Term Extension. The table shows only Required Deposits for slash disposal; road maintenance deposits, if any, are given in CT5.32#.

Base Index is the specified average of the lumber or other product selling value index used as the basis for computing adjustment in rates for variance in product selling value, as provided in BT3.2.

AT5 - Indices Used in Quarterly Adjustment, applicable to BT3.2

Species	Index Name and Date
Douglas-fir & Western Larch	WWPA, Inland Douglas Fir-Larch (02-03 Basis), (WWPAC)
Lodgepole Pine & Other Coniferous Species	WWPA, Inland White Woods (02-03 Basis), (WWPAC)

AT6 - High Stumps, applicable to BT6.412

Species	Product	Maximum Stump Height * (inches)
All	All	12

* OR 1/3 STUMP DIAMETER

AT7 - Specified Roads, applicable to BT5.2

Name and Date of Governing Road Specifications: Federal Highway Administration Standard Specifications for Construction of Roads & Bridges on Federal Highway Projects, as amended and supplemented (english)

Project		Design Class	Approx. Length (mi./km.)	Sheet Numbers and Approval Date	Performance Responsibility		
Road No.	Name				Survey	Design	Construction Staking ^{1/}
20806460R	2086460 (R) (segment 0 to .72)	Single Lane - 10 mph	.45 / .72	see Trout West road plans 01/30/2008	FS	FS	Purchaser BC
2086490R	2086490 (R) (segment 0 to 1.37)	Single Lane - 10 mph	.85 / 1.37	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086800R	2086800 (R) (segment 0 to .43)	Single Lane - 10 mph	.27 / .43	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086900R	2086900 (R) (segment 0 to 6.27)	Single Lane - 10 mph	3.9 / 6.27	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086915R	2086915 (R) (segment 0 to .42)	Single Lane - 10 mph	.26 / .42	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086940R	2086940 (R) (segment 0 to 1.11)	Single Lane - 10 mph	.69 / 1.11	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086950R	2086950 (R) (segment 0 to .53)	Single Lane - 10 mph	.33 / .53	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086952R	2086952 (R) (segment 0 to .56)	Single Lane - 10 mph	.35 / .56	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086955R	2086955 (R) (segment 0 to .63)	Single Lane - 10 mph	.39 / .63	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2143601R	2143601 (R) (segment 0 to .8)	Single Lane - 10 mph	.5 / .8	see Trout West Road Plans 01/30/2008	FS	FS	Purchaser BC
2143981R	2143981 (R) (segment 0 to 1.22)	Single Lane - 10 mph	.76 / 1.22	see Trout West Road plans 01/30/2008	FS	FS	Purchaser BC
2143983R	2143983 (R) (segment 0 to .8)	Single Lane - 10 mph	.5 / .8	see Trout West Road Plans 01/30/2008	FS	FS	Purchaser BC
2148108R	2148108 (R) (segment 0 to .89)	Single Lane - 10 mph	.55 / .89	see Trout West Road Plans 01/30/2008	FS	FS	Purchaser BC
2086780RS2	S2 (R) (segment 3.11 to 5.27)	Single Lane - 10 mph	1.34 / 2.16	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC
2086780RS4	S4 (R) (segment 6.76 to 7.3)	Single Lane - 10 mph	.34 / .54	SEE TROUT WEST ROAD PLANS 01/30/2008	FS	FS	Purchaser BC

^{1/} Indicate timing, i.e., before clearing (BC) or after clearing (AC). Applicable to BT5.212.

AT8 - Forest Service Engineering Completion Schedule, applicable to BT5.21

Road No.	Road Name	Type of Work	Completion Date
NOT APPLICABLE			

AT9 - Fire Precautionary Period, applicable to BT7.2

April 15 to October 15, inclusive

AT10 - Purchaser Responsibility to Furnish Crews and Equipment for:

Initial Fire Suppression, applicable to BT7.3

Within 5 road miles

Fire Suppression Reinforcement, applicable to BT7.312 and BT7.313

Within 100 road miles

AT11 - Purchaser's Obligation per Operations Fire, applicable to BT7.41

Maximum Amount: \$ \$300,000

AT12 - Termination Date, applicable to BT8.2

October 15, 2011

AT13 - Normal Operating Season, applicable to BT6.31, BT6.66, BT8.21 and BT9.3

First Period: June 15 to October 15, inclusive

Second Period: January 01 to March 01, inclusive

AT14 - Performance Bond, applicable to BT9.1

Performance Bond Amount: _____

AT15 - Downpayment, applicable to BT4.211

Downpayment Amount: _____

AT16 - Periodic Payment Amount, applicable to BT4.213

	<u>Periodic Payment Determination Date</u>	<u>Amount</u>
Initial Payment:	<u>October 23, 2010</u>	_____
Additional Payment:	_____	_____

AT17 - Market-Related Contract Term Addition Producer Price Index, applicable to BT8.212Index Name: Softwood Lumber Index Number: 0811**AT18 - Inapplicable Standard Provisions**

The following listed Sections, Subsections, or Items of Division BT - Standard Provisions - are hereby made inapplicable. (Instructions: List by reference number and title.)

BT4.211 DOWNPAYMENT

AT19 - List of Special Provisions

The following listed special provisions are attached to and made a part of this contract as Division CT. Provisions with reference numbers followed by # contain blanks into which data have been entered for this sale. (Instructions: List by reference number, title, and date.)

CT2.11#	TIMBER SUBJECT TO AGREEMENT (06/1972)
CT2.3#	RESERVE TREES (04/2004)
CT2.35# (OPTION 1)	INDIVIDUAL TREE DESIGNATION (06/2008)
CT2.352#	DESIGNATION BY SPECIES AND DIAMETER (04/2004)
CT4.211	DOWNPAYMENT (06/2007)
CT5.11#	LAND USE AGREEMENTS (07/2001)
CT5.12#	USE OF ROADS BY PURCHASER (06/1999)
CT5.13#	ROAD COMPLETION DATE (04/2004)
CT5.213#	DEPOSIT FOR RECONSTRUCTION ENGINEERING SERVICES (04/2004)
CT5.221#	MATERIAL SOURCES (04/2004)
CT5.31#	ROAD MAINTENANCE REQUIREMENTS (07/2001)
CT5.32#	ROAD MAINTENANCE DEPOSIT SCHEDULE (07/2001)
CT6.22#	PROTECTION OF IMPROVEMENTS (07/2001)
CT6.315#	SALE OPERATION SCHEDULE (06/1994)
CT6.32#	PROTECTION OF RESERVE TREES (04/2004)
CT6.405	ALTERNATE REMOVAL OF INCLUDED TIMBER (05/2005)
CT6.41#	SPECIFIC REQUIREMENTS (01/2000)
CT6.42#	YARDING/SKIDDING REQUIREMENTS (04/2003)
CT6.6#	EROSION CONTROL AND SOIL TREATMENT BY THE PURCHASER (07/2001)
CT6.7	SLASH DISPOSAL (06/2008)
CT6.74#	SLASH TREATMENT REQUIREMENTS (02/2002)
CT6.8	MEASURING (08/2000)
CT6.84	ACCOUNTABILITY (06/2006)

CT6.84 (OPTION 1)	USE OF PAINT BY PURCHASER (05/2005)
CT7.1	PLANS (09/2004)
CT7.2	SPECIFIC FIRE PRECAUTIONS (09/2002)
CT7.201	BURNING BY PURCHASER (01/1993)
CT7.22	EMERGENCY FIRE PRECAUTIONS (09/2004)
CT8.13	DISCLAIMER OF EXPRESSED OR IMPLIED WARRANTY (09/2004)
CT8.66# (Option 1)	USE OF TIMBER (04/2004)