

U.S. DEPARTMENT OF AGRICULTURE FOREST SERVICE TIMBER SALE CONTRACT (Applicable to Sales to be Measured before Felling)		Name of Purchaser	
National Forest Huron Manistee	Ranger District Baldwin	Region Eastern	Contract Number
Sale Name SBA Crystal Corner		Award Date	Termination Date 03/31/2030

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/}	By: _____ Contracting Officer
_____	_____
(Name)	(Title)
_____	By: _____ ^{2/}
(Address)	(Purchaser)
_____	_____
(Name)	(Title)
_____	_____
(Address)	(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/					
<p style="text-align: center;"><u>Subcontractor Certification</u> <u>Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion</u></p> <p>Timber Sale Name: _____ National Forest: _____</p> <p>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.</p> <p>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.</p> <p>Name of Subcontractor: _____ Business Address: _____ _____</p> <table><tr><td>_____</td><td>_____</td></tr><tr><td>Date</td><td>Signature</td></tr></table> <p>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.</p>		_____	_____	Date	Signature
_____	_____				
Date	Signature				

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 665 acres more or less is located in:

T16N, T15W; Sections 16, 17, 20, and 29

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
Aspen	Sawtimber	829.00	CCF	11.0	1	8	9.6	40
Hardwood - Other	Sawtimber	390.00	CCF	11.0	1	8	9.6	40
Red Pine - Other	Sawtimber	1,925.00	CCF	9.0	1	8	7.6	40
Aspen	Pulpwood	981.00	CCF	5.0	1	8	4.0	70
Hardwood - Other	Pulpwood	479.00	CCF	5.0	1	8	4.0	70
Red Pine - Other	Pulpwood	1,370.00	CCF	5.0	1	8	4.0	70
Total Quantity		5,974.00	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)	1	1
Overstory Removal Units (BT2.33)		
Understory Removal Units (BT2.34)		
Individual Trees (BT2.35)		430
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

Not Applicable

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

Species	Product	Unit of Measure	Rates per Unit of Measure				
			Base \$	Advertised \$	Bid Premium \$	Bid (Flat) \$	Required Deposits Slash Disposal \$
Aspen	Sawtimber	CCF	1.00	34.83			.00
Hardwood - Other	Sawtimber	CCF	1.00	42.80			.00
Red Pine - Other	Sawtimber	CCF	1.00	65.58			.00
Aspen	Pulpwood	CCF	1.00	6.17			.00
Hardwood - Other	Pulpwood	CCF	1.00	7.08			.00
Red Pine - Other	Pulpwood	CCF	1.00	27.01			.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

Pay-ment 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 \$
01	39			Aspen Sawtimber 161.00 CCF Hardwood - Other Sawtimber 1.00 CCF Red Pine - Other Sawtimber 300.00 CCF Aspen Pulpwood 101.00 CCF Hardwood - Other Pulpwood 4.00 CCF Red Pine - Other Pulpwood 126.00 CCF		.00
				Total PU Quantity And Value 693.00 CCF		
02	109			Aspen Sawtimber 136.00 CCF Hardwood - Other Sawtimber 1.00 CCF Red Pine - Other Sawtimber 156.00 CCF Aspen Pulpwood 112.00 CCF Hardwood - Other Pulpwood 31.00 CCF Red Pine - Other Pulpwood 344.00 CCF		.00
				Total PU Quantity And Value 780.00 CCF		
03	34			Aspen Sawtimber 67.00 CCF Hardwood - Other Sawtimber 0.00 CCF Red Pine - Other Sawtimber 362.00 CCF Aspen Pulpwood 48.00 CCF Hardwood - Other Pulpwood 2.00 CCF Red Pine - Other Pulpwood 289.00 CCF		.00
				Total PU Quantity And Value 768.00 CCF		
04	16			Aspen Sawtimber 12.00 CCF Hardwood - Other Sawtimber 0.00 CCF Red Pine - Other Sawtimber 105.00 CCF Aspen Pulpwood 23.00 CCF Hardwood - Other Pulpwood 5.00 CCF Red Pine - Other Pulpwood 70.00 CCF		.00
				Total PU Quantity And Value 215.00 CCF		
05	20			Aspen Sawtimber 65.00 CCF Hardwood - Other Sawtimber 0.00 CCF Red Pine - Other Sawtimber 201.00 CCF Aspen Pulpwood 49.00 CCF Hardwood - Other Pulpwood 1.00 CCF Red Pine - Other Pulpwood 99.00 CCF		.00
				Total PU Quantity And Value 415.00 CCF		
06	22			Aspen Sawtimber 231.00 CCF Hardwood - Other Sawtimber 149.00 CCF Red Pine - Other Sawtimber 7.00 CCF Aspen Pulpwood 416.00 CCF Hardwood - Other Pulpwood 183.00 CCF Red Pine - Other Pulpwood 25.00 CCF		.00
				Total PU Quantity And Value 1,011.00 CCF		
07	171			Aspen Sawtimber 70.00 CCF Hardwood - Other Sawtimber 111.00 CCF Red Pine - Other Sawtimber 774.00 CCF Aspen Pulpwood 84.00 CCF Hardwood - Other Pulpwood 123.00 CCF Red Pine - Other Pulpwood 396.00 CCF		.00
				Total PU Quantity And Value 1,558.00 CCF		

Pay-ment 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 \$
08	12			Aspen Sawtimber 9.00 CCF		.00
				Hardwood - Other Sawtimber 64.00 CCF		
				Red Pine - Other Sawtimber 0.00 CCF		
				Aspen Pulpwood 8.00 CCF		
				Hardwood - Other Pulpwood 52.00 CCF		
				Red Pine - Other Pulpwood 4.00 CCF		
				Total PU Quantity And Value 137.00 CCF		
09	7			Aspen Sawtimber 74.00 CCF		.00
				Hardwood - Other Sawtimber 47.00 CCF		
				Red Pine - Other Sawtimber 2.00 CCF		
				Aspen Pulpwood 132.00 CCF		
				Hardwood - Other Pulpwood 58.00 CCF		
				Red Pine - Other Pulpwood 8.00 CCF		
				Total PU Quantity And Value 321.00 CCF		
10	1			Aspen Sawtimber 4.00 CCF		.00
				Hardwood - Other Sawtimber 17.00 CCF		
				Red Pine - Other Sawtimber 18.00 CCF		
				Aspen Pulpwood 8.00 CCF		
				Hardwood - Other Pulpwood 20.00 CCF		
				Red Pine - Other Pulpwood 9.00 CCF		
				Total PU Quantity And Value 76.00 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

Not Applicable

AT6 - High Stumps, applicable to BT6.412

Species	Product	Maximum Stump Height (inches)
All	All	12

AT7 - Specified Roads, applicable to BT5.2

Name and Date of Governing Road Specifications: FP-14 Federal Highway Administration Standard Specifications for Construction of Roads and 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/}
6090	6090 (C) (segment 0 to .5)	Single Lane - 15 mph	.5 / .8	HMR 801-03 06/11/2024	FS	FS	FS BC
6093	6093 (C) (segment .1 to .56)	Single Lane - 15 mph	.46 / .74	HMR 801-04 06/11/2024	FS	FS	FS BC
6093	6093 (R) (segment 0 to .1)	Single Lane - 15 mph	.1 / .16	HMR 801-04 06/11/2024	FS	FS	FS BC
6095	6095 (R) (segment 0 to .3)	Single Lane - 15 mph	.3 / .48	HMR 801-05 06/11/2024	FS	FS	FS 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 01 to November 30 , 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 10 road miles

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

Maximum Amount: \$ \$3,500

AT12 - Termination Date, applicable to BT8.2

March 31, 2030

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

First Period: July 16 to April 14 , inclusive

Second Period: _____ to _____ , 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

	Periodic Payment Determination Date	Amount
Initial Payment:	<u>October 14, 2028</u>	_____
Additional Payment:	<u>November 29, 2028</u>	_____

AT17 - Market-Related Contract Term Addition Producer Price Index, applicable to BT8.212

Index 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.)

BT3.34	EMERGENCY RATE REDETERMINATION
BT4.211	DOWNPAYMENT
BT4.213	PERIODIC PAYMENT SCHEDULE
BT4.3	PAYMENT GUARANTEED BY BOND OR DEPOSITED SECURITIES
BT4.31	BLANKET BOND
BT4.4	PAYMENTS NOT RECEIVED
BT6.341	PREVENTION OF OIL SPILLS
BT8.212	MARKET-RELATED CONTRACT TERM ADDITION
BT8.64	DEBARMENT AND SUSPENSION CERTIFICATION
BT9.1	PERFORMANCE BOND
BT9.11	BOND REDUCTION

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.)

CT2.30#	CUTTING UNIT BOUNDARIES. (07/2022)
CT2.302#	BOUNDARY TREES (06/2009)
CT2.355#	INDIVIDUAL TREES, CUT TREE MARKING (06/2009)
CT2.356#	INDIVIDUAL TREES, LEAVE TREE MARKING (06/2009)
CT3.34	EMERGENCY RATE REDETERMINATION (06/2022)
CT4.211	DOWNPAYMENT (07/2022)
CT4.212	TEMPORARY REDUCTION OF DOWNPAYMENT (08/2009)
CT4.213	PERIODIC PAYMENT SCHEDULE (04/2023)
CT4.3	PAYMENT GUARANTEED BY BOND (08/2021)
CT4.31#	BLANKET BOND (06/2024)
CT4.4	PAYMENTS NOT RECEIVED (08/2012)
CT5.103#	APPROACHES TO SURFACED ROADS (06/2009)
CT5.12#	USE OF ROADS BY PURCHASER (06/1999)
CT5.13#	ROAD COMPLETION DATE (04/2004)
CT5.31#	ROAD MAINTENANCE REQUIREMENTS (07/2001)
CT5.33#	SNOW REMOVAL (06/2009)
CT6.24#	SITE SPECIFIC SPECIAL PROTECTION MEASURES. (07/2022)
CT6.313#	CUTTING SCHEDULE (06/2009)
CT6.314#	OPERATING REQUIREMENTS (06/2009)
CT6.341	PREVENTION OF OIL DISCHARGES. (07/2022)
CT6.41#	TREATMENT OF STUMPS (08/2018)
CT6.412	STUMP MARKS (06/2009)
CT6.7#	SLASH DISPOSAL MEASURES (06/2009)
CT7.2	FIRE PRECAUTIONS (06/2009)
CT8.212	MARKET-RELATED CONTRACT TERM ADDITION (04/2023)
CT8.4	PERFORMANCE BY OTHER THAN PURCHASER (04/2004)
CT8.64	DEBARMENT AND SUSPENSION CERTIFICATION (03/2018)
CT8.73	REQUIREMENT FOR SMALL BUSINESS PROCESSING (04/2004)
CT9.1	PERFORMANCE BOND (08/2021)
CT9.11	BOND REDUCTION (08/2021)

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