



STATE OF HAWAII
DEPARTMENT OF LAND & NATURAL RESOURCES
DIVISION OF BOATING & OCEAN RECREATION

**IMPOUNDED VESSEL
AUCTION PACKET**

**PUBLIC AUCTION
(Sealed Bids Only)**

Wednesday, January 17, 2024

KAUA'I DISTRICT OFFICE

**2494 Niumalu Road
Lihue, HI 96766
Phone: (808) 241-3111**

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
DIVISION OF BOATING AND OCEAN RECREATION
KAUAI DISTRICT OFFICE

VESSEL AUCTION PROCEDURES

This public auction shall be conducted by sealed bids only. All interested bidders shall deliver their bid in-person or via mail to: DOBOR Kauai District Office, 2494 Niumalu Road, Lihue, HI 96766. All in-person bids must be delivered prior to 4:00pm on Wednesday, January 17, 2024. All mail-in bids must be postmarked no later than Wednesday, January 17, 2024. Bids may be delivered any time before these deadlines. Bids arriving after these deadlines will not be considered.

1. In order for a bid to be considered, a bidder shall be required to:
 - a. Fully complete the Sealed Bid Form provided by DOBOR. Sealed Bid Forms with incomplete fields will be rejected, and the bidder will have an opportunity to resubmit so long as resubmission can be accomplished within stated deadlines. The Sealed Bid Form is attached to this Auction Packet and is also available on the DOBOR website.
 - b. Enclose their completed Sealed Bid Form in a sealed envelope.
 - c. Include a written or printed label in an obvious location on the outside of the sealed envelope stating "Vessel Auction Sealed Bid" so that staff can identify the envelope.
 - d. Submit their sealed, labelled envelope to DOBOR within the deadlines stated above either in-person or by mail. Emailed bids not accepted.
2. All sealed bids will be opened and reviewed on **Tuesday, January 23, 2024**, at the DOBOR Kauai District Office. Opening and reviewing of bids shall be closed to the public. The successful bidder of a vessel shall be notified the day of their winning bid via telephone. Unsuccessful bidders will not be notified of their unsuccessful bid. Information about bidders and bids will not be public.
3. The successful bidder of a vessel shall have until **12:00pm (Noon) on Friday, January 26, 2024**, to pay the full balance of their bid. DOBOR accepts payment only by cash, VISA, Mastercard, or certified check. Failure to make payment in full by the payment deadline shall result in the bid being cancelled, and the next highest bidder will be selected.
4. For Hawaii registered/titled vessels, a VESSEL TRANSFER BY OPERATION OF LAW form will be executed by DOBOR staff only when the successful bidder pays their bid amount in full. If a successful bidder desires to title and/or register the vessel with DOBOR, they must present the VESSEL TRANSFER BY OPERATION OF LAW form to the Kauai District Office, Vessel Registration and Titling Office located at 2494 Niumalu Road, Lihue, HI 96766. Please note that vessel titling, and registration are required for all persons desiring a mooring permit for a State small boat harbor or offshore mooring area. Availability of mooring permits is not guaranteed, and it is the responsibility of a vessel owner to make arrangements with the appropriate small boat harbor staff.
5. For U.S. Coast Guard documented vessels, DOBOR staff will execute a Bill of Sale with all supporting paperwork to the successful bidder only when the successful bidder pays their bid amount in full.

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
DIVISION OF BOATING AND OCEAN RECREATION
KAUA'I DISTRICT OFFICE

6. If a prospective bidder wishes to inspect a vessel prior to the closing of the auction, they will need to contact the small boat harbor where the vessel is located and make an appointment. The person inspecting a vessel must sign a Release of Liability Waiver prior to inspecting the vessel and must be accompanied by a DOBOR Harbor Agent for the full duration of the inspection.

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
DIVISION OF BOATING AND OCEAN RECREATION
KAUAI DISTRICT OFFICE

VESSEL AUCTION TERMS AND RESTRICTIONS

All bidders shall be fully responsible for reading and understanding the VESSEL AUCTION PROCEDURES and VESSEL AUCTION TERMS AND RESTRICTIONS in this Auction Packet. Sealed Bid Forms must be submitted in hardcopy form. Email bids shall not be accepted. All Sealed Bid Forms must be signed and dated by the bidder.

Bidders may bid on more than one vessel at auction, but each bidder may submit only one bid per vessel. If a bidder submits more than one bid for the same vessel, DOBOR will only consider the highest bid. All bids shall be considered final, and bidders shall not be allowed to revise their bid once it is received by DOBOR. A bidder wishing to rescind their bid must contact DOBOR and receive confirmation of bid rescission. A bidder who rescinds a bid shall be prohibited from submitting another bid on the same vessel. Bidders shall not be allowed to rescind their bid after **04:00pm on Wednesday, January 17, 2024**, and shall be responsible for the full amount of their bid if they are the successful bidder.

All vessels in this auction are being sold "AS IS, WHERE IS." DOBOR provides no guarantees or warranties as to any vessels in this auction. No vessels shall be sold for less than the upset price in the applicable auction listing. All auction items are under the custody of DOBOR until transferred by operation of law pursuant to Hawaii Revised Statutes Section §200A-20.

Going aboard any vessels shall be prohibited without an appointment. Any unauthorized persons found aboard the vessels shall be charged with trespassing and prohibited from submitting a bid. DOBOR shall not be liable or responsible for any auctioned vessel once a transfer of ownership has been executed to the successful bidder.

The sale of vessels in this auction shall not include a mooring, berth, or storage area. Additionally, the sale of vessels in this auction shall not include trailers. If a successful bidder desires to use a mooring, berth, or storage area under DOBOR jurisdiction, they must make separate arrangements. No dry land storage or work area permits shall be issued for the vessels in this auction, and the vessels must be relocated as stated in the auction listing.

Unless otherwise noted, all vessels must be moved from their present location to private property; a site authorized by a valid DOBOR permit; or a location outside of any DOBOR small boat harbor, offshore mooring area, or boating facility within thirty (30) calendar days of the successful bidder receiving the VESSEL TRANSFER BY OPERATION OF LAW form from DOBOR. If necessary, the successful bidder may obtain a temporary mooring permit for up to thirty (30) calendar days.

If a successful bidder fails to remove a vessel within the time required, DOBOR may initiate enforcement action, including, but not limited to, issuance of citation(s), fine(s), and/or impoundment of the vessel. Relocation of a vessel to another location within any DOBOR small boat harbor, offshore mooring area, or boating facility without a valid DOBOR permit is prohibited. A successful bidder shall be fully responsible for securing authorization from any private property owner prior to relocating a vessel onto private property, if applicable.

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
DIVISION OF BOATING AND OCEAN RECREATION
KAUAI DISTRICT OFFICE

Date: Wednesday, January 17, 2024

DOBOR Kauai District
2494 Niumalu Road
Lihue, HI 96766

PAYMENT MUST BE BY CASH, VISA, MASTERCARD, OR CERTIFIED CHECK BY CLOSE OF BUSINESS

NO TRESPASSING

TRESPASSERS WILL BE PROSECUTED TO THE FULL EXTENT OF THE LAW

Item No.: 23-002

Item Location: Nawiliwili Small Boat Harbor – 100 Pier

Item Name: "KUMOANA"

Minimum bid upset price: \$ 5,000.00.

USCG Doc. No.: 582979

Type: Cabin motorboat, diesel

Length: 46'

Propulsion: Diesel

Condition: No warranties or guarantees, SOLD AS IS/WHERE IS, full payment due prior to transfer of ownership.

Remarks: Over-all condition is fair. Will require immediate removal for repairs. Bidder to perform due diligence before submitting bid.

Pursuant to HRS: §200-16

Photo:

