### GENERAL BACKGROUND INFORMATION

(As available on 9/1/10 - subject to change without notice) (updated as of 1/25/12)

## C & S Properties, LLC, In Receivership

7272 Mentor Avenue

Approx. 26,900SF Retail Building on 5.67 acres +/Real Property Located in Mentor, Ohio
Lake County

LIST PRICE - \$499,000





Materials & Property Exclusively Presented by:

## Ag Real Estate Group, Inc.

Eric M. Silver, President & Broker Receiver for: C & S Properties, LLC

Court of Common Pleas - Lake County, Ohio Case: 10CV002155 PNC BANK, NATIONAL ASSOCIATION vs. C & S PROPERTIES, LLC

Ag Real Estate Group, Inc.
3659 South Green Road, Suite 100
Beachwood, OH 44122
216-504-5000 - T
216-504-5001 - F
info@agrealestategroup.com

#### REGISTRATION

## C & S Properties, LLC

Eric M. Silver is a Real Estate Broker licensed in the State of Ohio, doing business as Ag Real Estate Group, Inc. Eric Zimmerman is a Real Estate Agent for Ag Real Estate Group, Inc., licensed in the State of Ohio. Eric M. Silver is appointed Receiver for this property via order of the Lake County Court of Common Pleas. Details of the Receivership, including case number, can be found in the information package. Consummation or completion of a sale of the property may or may not occur. Any effort or resources expended by a principal or broker is at his/her own risk and may or may not lead to completion of a transaction. The Receiver, broker, agent, lender, and debtor make no representation whatsoever regarding the condition or value of the property or whether a transaction will be completed. Completion of a transaction will require, among other things, approval of the Court and all secured creditors.

We welcome co-brokerage participation in support of our effort to market and sell this property. Upon completion and closing of a transaction with a buyer who has been duly registered by a Buyer's agent, Seller shall pay a co-brokerage fee equal to 2.5% of the purchase price (via escrow) to a buyer's broker. To be registered and recognized as a buyer's broker, you must complete this registration form and have received an executed copy in return prior to your client having contact with the Ag Real Estate Group, Inc. Brokers contacting the Ag Real Estate Group, Inc. after their client makes an initial contact directly to the Ag Real Estate Group, Inc. will not be recognized or compensated by the Seller. Registration will remain valid for a period of 150 days after the date below, after which time the registration becomes null and void.

You are advised that this property is being marketed at the same time that the secured creditor(s) is pursuing foreclosure proceedings. It is our intent to secure a purchase agreement from a qualified purchaser that will satisfy all parties and allow the secured creditors to dismiss the foreclosure action. We make no representation regarding the likelihood that this will occur.

CIRCLE ONE CHOICE: I am / am not	represented by a proker or agen
Buyer (print and sign) Phone #	Date
Buyer's Agent - Name and Phone #	Date
Ag Real Estate Group, Inc. By: Eric M. Silver, President and Broker Receiver for C & S Properties, LLC	Date

#### CONSUMER GUIDE TO AGENCY RELATIONSHIPS

Ag Real Estate Group, Inc.



We are pleased you have selected Ag Real Estate Group, Inc. to help you with your real estate needs. Whether you are selling, buying or leasing real estate, Ag Real Estate Group, Inc. can provide you with expertise and assistance. Because this may be the largest financial transaction you will enter into, it is important to understand the role of the agents and brokers with whom you are working. Below is some information that explains the various services that agents can offer and their options for working with you:

#### Representing the Sellers

Most sellers of real estate choose to list their home for sale with a real estate brokerage. When they do so, they sign a listing agreement that authorizes the brokerage and the listing agent to represent their interests. As the seller's agent, the brokerage and listing agent must: follow the seller's lawful instructions, be loyal to the seller, promote the seller's best interests, disclose material facts to the seller, maintain confidential information, act with reasonable skill and care, and account for any money they handle in the transaction. In rare circumstances, a listing broker may offer "subagency" to other brokerages, which would also represent the seller's interests and owe the seller these same duties.

#### **Representing Buyers**

When purchasing real estate, buyers usually choose to work with a real estate agent as well. Often the buyers want to be represented in the transaction. This is referred to as buyer's agency. A brokerage and agent that agree to represent a buyer's interest in a transaction must: follow the buyer's lawful instructions, be loyal to the buyer, promote the buyer's best interests, disclose material facts to the buyer, maintain confidential information, and account for any money they handle in the transaction.

#### **Dual Agency**

Occasionally, the same agent and brokerage that represent the seller also represent the buyer. This is referred to as dual agency. When a brokerage and its agents become "dual agents," they must maintain a neutral position in the transaction. They may not advocate the position of one client over the best interests of the other client, or disclose any confidential information to the other party without written consent.

#### Representing Both the Buyer & Seller

On occasion, the buyer and seller will each be represented by two different agents from the same brokerage. In this case, the agents may each represent the best interest of their respective clients. Or, depending on company policy, the agents may both act as dual agents and remain neutral in the transaction. When either of the above occurs, the brokerage will be considered a dual agent. As a dual agent, the brokerage and its managers will maintain a neutral position and cannot advocate for the position of one client over another. The brokerage will also protect the confidentiality of all parties.

For more information on agency law in Ohio, contact the Ohio Division of Real Estate & Professional Licensing at (614) 466-4100, or online at www.com.ohio.gov/real.

Revised: 2/2008

#### Working With Ag Real Estate Group, Inc.

Ag Real Estate Group, Inc. does represent both buyers and sellers. When Ag Real Estate Group, Inc. lists property for sale, all agents in the brokerage represent the seller. Likewise, when a buyer is represented by a Ag Real Estate Group, Inc. agent, all of the agents represent that buyer. Therefore, when a buyer represented by a Ag Real Estate Group, Inc. agent wishes to purchase property listed by our company, the agent(s) involved act as dual agents. This is true whether one agent is representing both parties or two separate agents are involved.

In the event that both the buyer and seller are represented by Ag Real Estate Group, Inc. agents, these agents and Ag Real Estate Group, Inc. will act as a dual agent but only if both parties agree. As a dual agent, they will treat both parties honestly, prepare and present offers at the direction of the parties, and help the parties fulfill the terms of any contract. They will not, however, disclose any confidential information that will place one party at an advantage over the other or advocate or negotiate to the detriment of either party.

If dual agency occurs, you will be asked to consent to that in writing. If you do not agree to your agent acting as a dual agent, you can seek representation from another brokerage.

As a buyer, you may also choose to represent yourself on properties Ag Real Estate Group, Inc. has listed. In that instance, Ag Real Estate Group, Inc. will represent the seller and you would represent your own best interests. Because the listing agent has a duty of full disclosure to the seller, you should not share any information with the listing agent that you would not want the seller to know.

#### **Working With Other Brokerages**

Ag Real Estate Group, Inc. does offer representation to both buyers and sellers. When Ag Real Estate Group, Inc. lists property for sale, it also cooperates with, and offers compensation to, other brokerages that represent buyers. Ag Real Estate Group, Inc. does reserve the right, in some instances, to vary the compensation it offers to other brokerages. As a seller, you should understand that just because Ag Real Estate Group, Inc. shares a fee with a brokerage representing the buyer, it does not mean that you will be represented by that buyer's brokerage. Instead, that company will be looking out for the buyer and Ag Real Estate Group, Inc. will be representing your interests.

When acting as a buyer's agent, Ag Real Estate Group, Inc. also accepts compensation offered by the listing broker. If the property is not listed with any broker, or the listing broker does not offer compensation, we will attempt to negotiate for a seller-paid fee.

#### Fair Housing Statement

It is illegal, pursuant to the Ohio Fair Housing Law, division (H) of Section 4112.02 of the Revised Code and the Federal Fair Housing Law, 42 U.S.C.A. 3601, to refuse to sell, transfer, assign, rent, lease, sublease or finance housing accommodations, refuse to negotiate for the sale or rental of housing accommodations, or otherwise deny or make unavailable housing accommodations because of race, color, religion, sex, familial status as defined in Section 4112.01 of the Revised Code, ancestry, military status as defined in that section, disability as defined in that section, or national origin or to so discriminate in advertising the sale or rental of housing, in the financing of housing, or in the provision of real estate brokerage services. It is also illegal, for profit, to induce or attempt to induce a person to sell or rent a dwelling by representations regarding the entry into the neighborhood of a person or persons belonging to one of the protected classes. (Effective: 3/25/08)

We hope you find this information to be helpful to you as you begin your real estate transaction. When you are ready to enter into a transaction, you will be given an Agency Disclosure Statement that specifically identifies the role of the agents and brokerages. Please ask questions if there is anything you do not understand.

Because it is important that you have this information, Ohio law requires that we ask you to sign below to acknowledge receipt of this pamphlet. Your signature will not obligate you to work with our company if you do not choose to do so.

Name	(Please Print)	Name	(Please Print)
Signature	Date	Signature	Date

Revised: 2/2008

This property is owned by, C & S Properties, LLC and is in Receivership via an order signed by Judge Gibson. The order is available for review upon request. The order directs the Receiver to, among other tasks, market the properties for sale.

The sole purpose of <u>The General Background Information</u> included herein is to provide <u>general and not specific</u> information regarding the real property described. The Receiver has operated the property since late August, 2010 and therefore has very limited information about the property and its historical operations, including expenses.

The information contained herein shall not constitute an offer to sell nor a request or solicitation of an offer to buy. No person or entity shall have any rights whatsoever to rely on this information or any other information received unless there is a mutually executed document specifically and intentionally creating such right of reliance.

The information included herein has been secured from sources that are usually reliable, however the accuracy of the information has not been verified by any of the following: The Receiver, the Broker, its agents, employees or consultants. All parties are encouraged and directed to initiate and complete (at their own expense) any and all due diligence studies that may be required in order to evaluate the quality, condition, suitability, and potential value of the property.

THE RECEIVER, BROKER, MANAGER (and any parties related in any way to them) MAKE NO WARRANTY (expressed or implied)
WHATSOEVER REGARDING THE PROPERTY, THE STATUS OF ANY LITIGATION RELATED TO THE PROPERTY OR THE OWNER, OR ANY ACTION(S) OR FAILURE OF OTHERS TO TAKE ANY ACTION(S).

TOURS OR INSPECTIONS OF THE PROPERTY ARE BY PRIOR
ARRANGEMENT WITH THE RECEIVER. NO PARTY HAS
AUTHORIZATION TO ENTER UPON THE PROPERTY WITHOUT
SPECIFIC WRITTEN PERMISSION OF THE RECEIVER. ANY AND ALL
CONTEMPLATED TRANSACTIONS WILL BE COMPLETED ONLY BY
APPROVAL OF THE COURT.

## **GENERAL BACKGROUND INFORMATION**

(Included as of 9/1/2010) Updated as of 1/25/12

- Data Sheet
- Building Plans
- Location Maps
- Tax Map
- Zoning Map
- Aerial Photos
- Traffic Count Data
- Demographic Information
- Property Detail Reports

# Data Sheet

#### 7272 Mentor Avenue Mentor, OH 44060

The Property

Property: 7272 Mentor Avenue

7272 Mentor Avenue, Mentor, OH 44060 Address:

General Business (B-2) Zoning:

Lot Size: 5.67 +/-

Parcel Number: 16-A-001-0-00-005-0

Building\*

Number of Buildings: Number of Stories:

1 w/ partial mezzanine

Year Built: 1971 +/-Year Renovated: 2008 +/-**Building Square Footage:** 26,931 +/-Surface

Parking:

Doors: 5 drive in doors

Construction

Exterior: Block

Utilities

Water/Sewer: Owner Paid Owner Paid Electric: Owner Paid Gas:

**HVAC** 

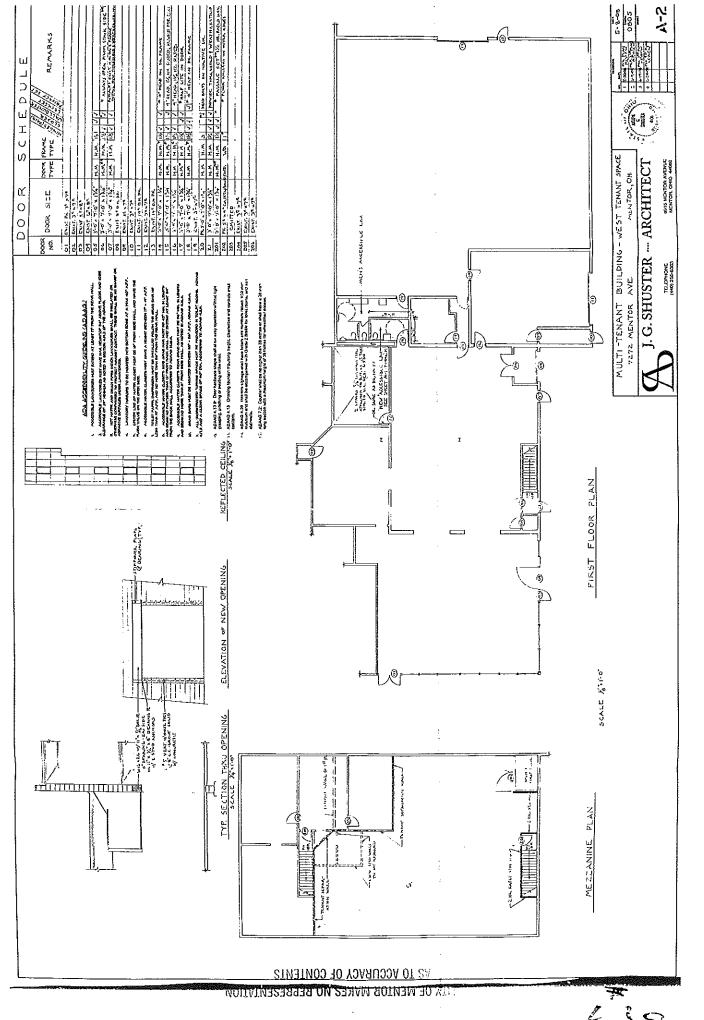
Combination of Rooftop units, Reznor Units & Forced Heat:

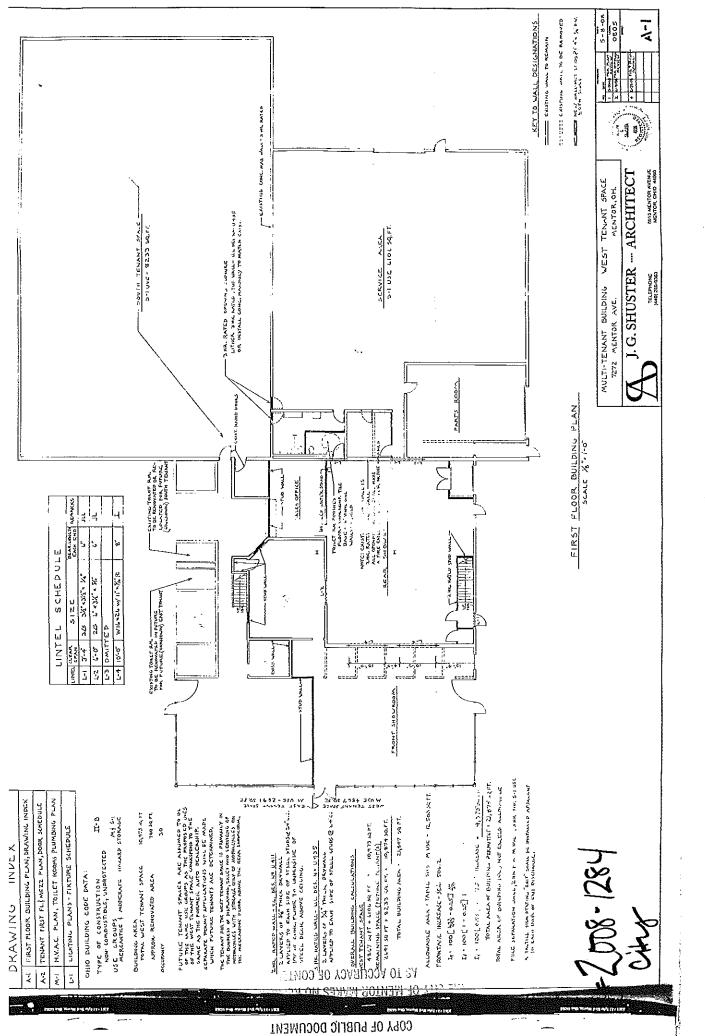
Air Furnaces

Rooftop units & Forced Air Cooling:

<sup>\*</sup>All information to be verified by potential purchaser. Data listed above obtained from County Records and has not been verified by Receiver or Broker.

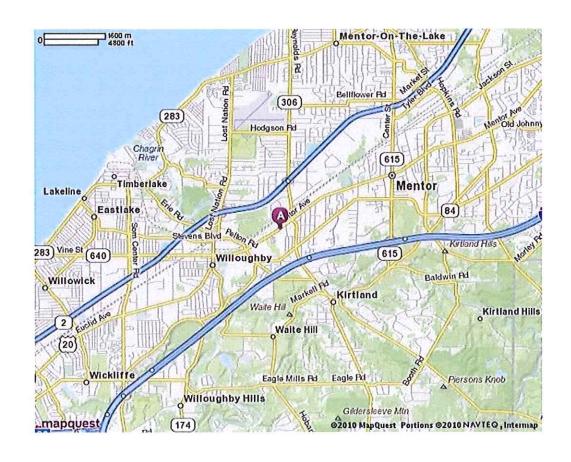
# **Building Plans**

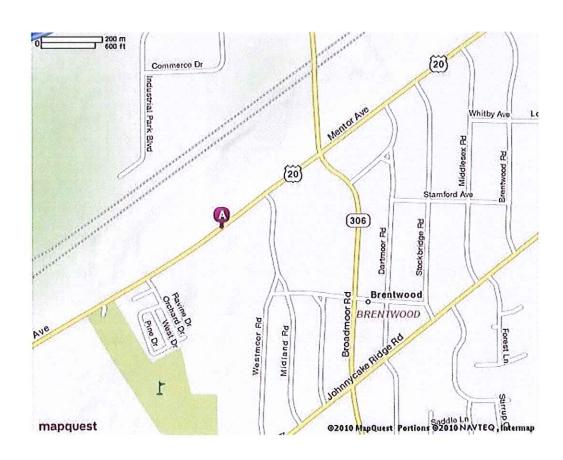




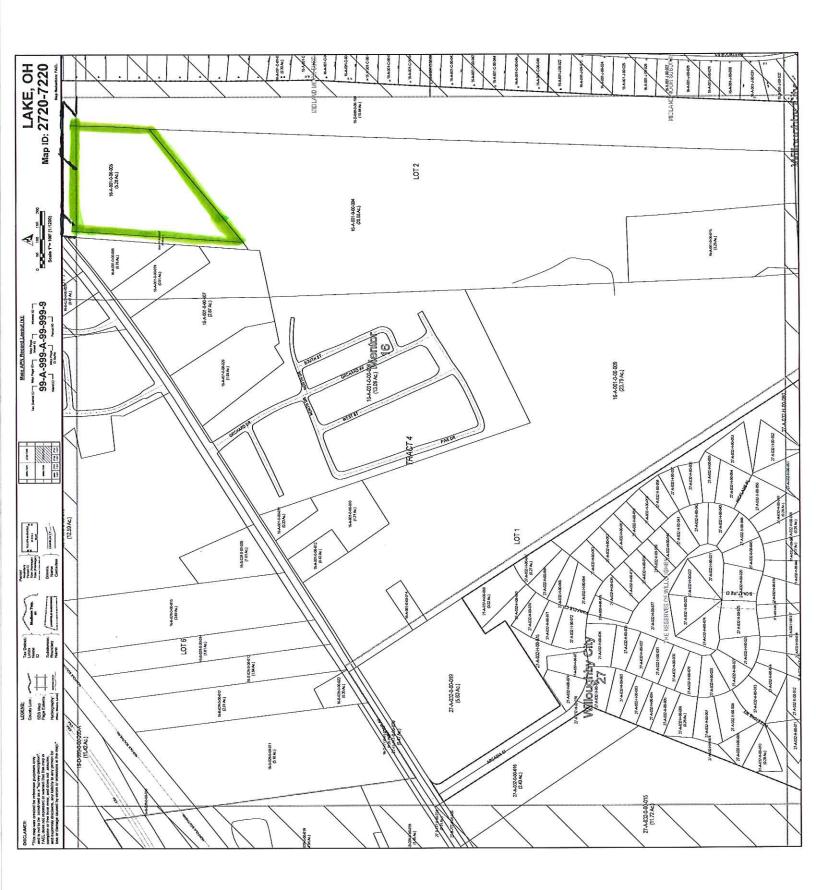
XX X

# **Location Maps**

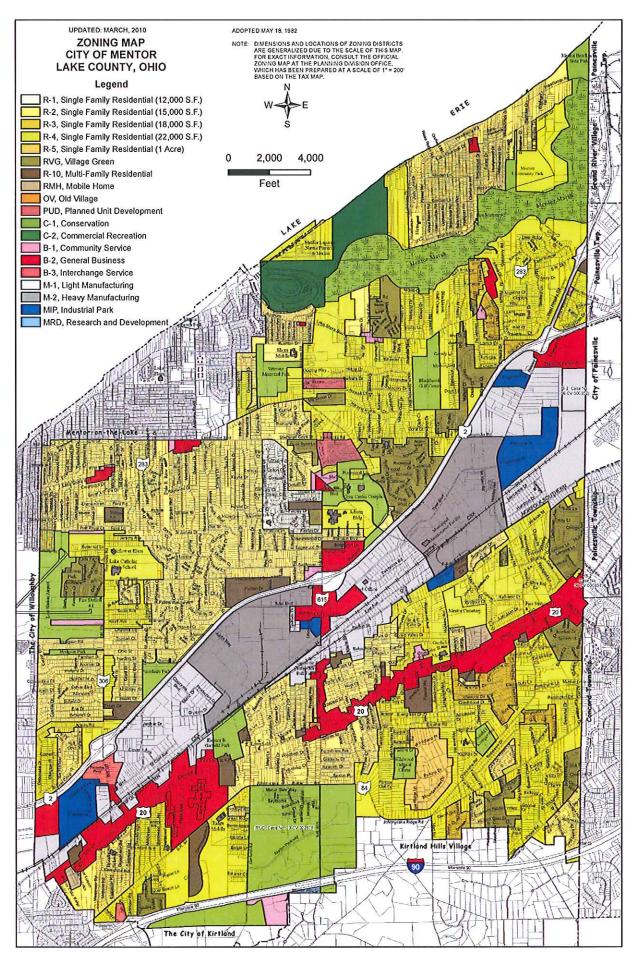




# Tax Map

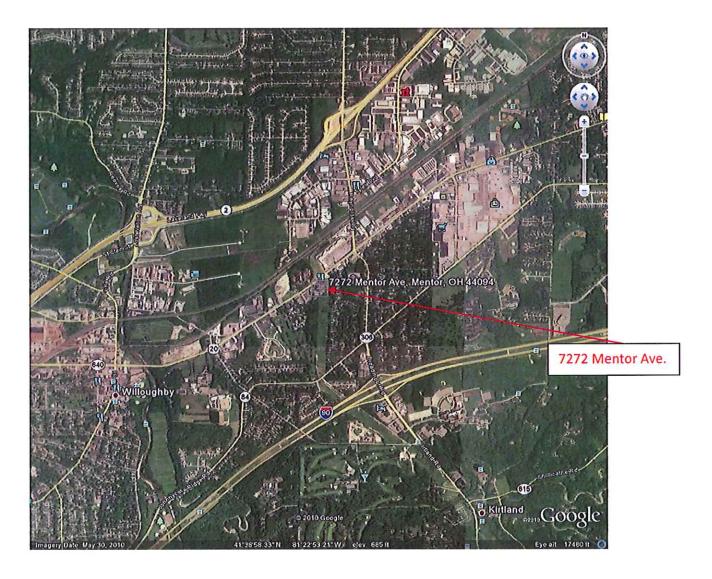


# Zoning Map



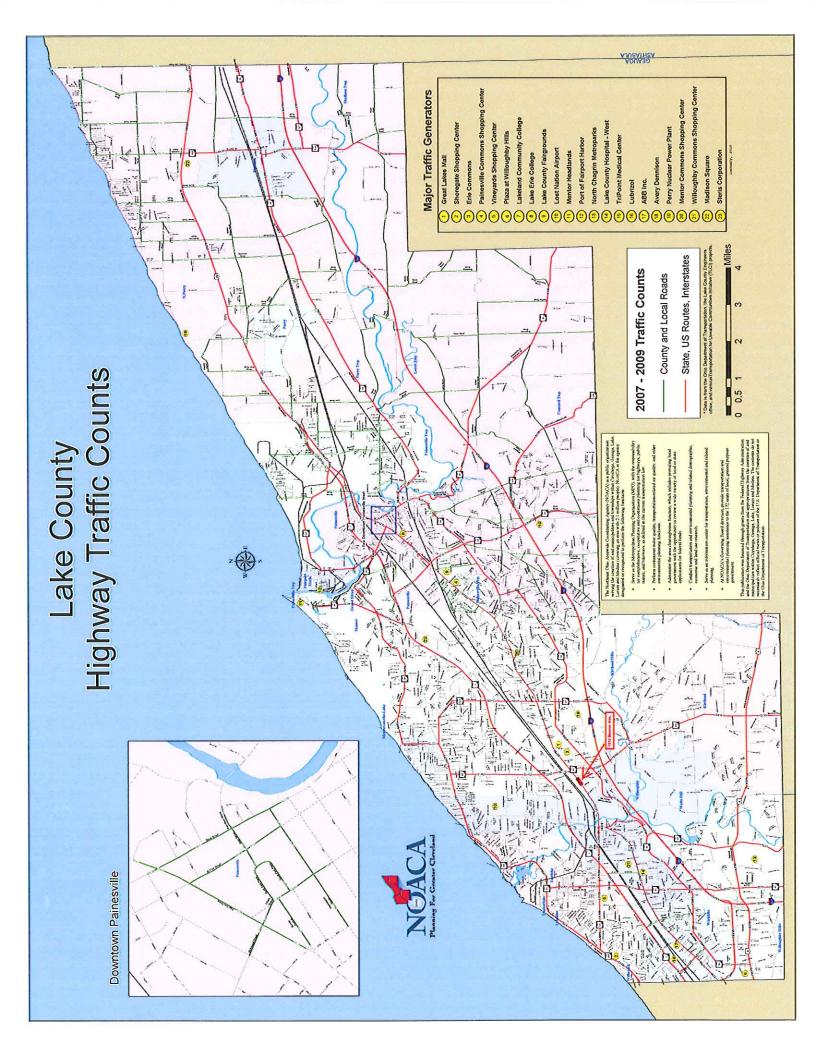
Note: Prepared by the City of Mentor, Department of Economic & Community Development

## **Aerial Photos**





## Traffic Count Data



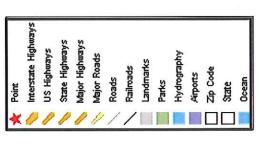
# Traffic Count Data 17,150 Average Daily Traffic Count

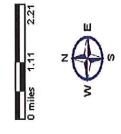


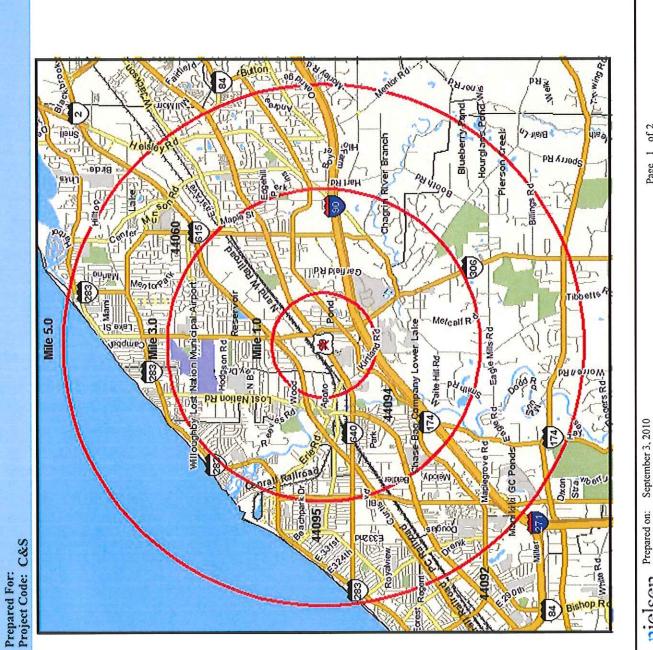
# Demographic Information

Order #: 969120749 Site: 01

Radius - See Appendix for Details Coord: 41.650468, -81.381137 MENTOR, OH 44060-7582 7272 MENTOR AVE







MARKETPLACE

## Pop-Facts: Census Demographic Quick Facts 2010 Report

Radius 1: 7272 MENTOR AVE, MENTOR, OH 44060-7582, aggregate Radius 2: 7272 MENTOR AVE, MENTOR, OH 44060-7582, aggregate Radius 3: 7272 MENTOR AVE, MENTOR, OH 44060-7582, aggregate

Description	0.00 - 1.00 mi	les %	0.00 - 3.00 mi <i>Radius 2</i>	les %	0.00 - 5.00 mil <i>Radius 3</i>	les %
Population	Radius 1	70	Rudius 2	/0	Kuuus 5	/0
2000 Census	4,733		41,518		117,326	
1990 Census	4,658		39,666		115,011	
Growth 1990 - 2000	1.61%		4.67%		2.01%	
Household						
2000 Census	2,025		16,795		47,716	
1990 Census	1,914		15,063		43,643	
Growth 1990 - 2000	5.80%		11.50%		9.33%	
2000 Est. Population by Single Classification Race	4,733		41,518		117,326	
White Alone	4,550	96.13	40,354	97.20	114,078	97.23
Black or African American Alone	66	1.39	310	0.75	884	0.75
American Indian and Alaska Native Alone	3	0.06	43	0.10	113	0.10
Asian Alone	51	1.08	435	1.05	1,214	1.03
Native Hawaiian and Other Pacific Islander Alone	0	0.00	11	0.03	30	0.03
Some Other Race Alone	14	0.30	68	0.16	164	0.14
Two or More Races	49	1.04	298	0.72	842	0.72
2000 Est. Population Hispanic or Latino	4,733		41,518		117,326	
Hispanic or Latino	51	1.08	286	0.69	861	0.73
Not Hispanic or Latino	4,682	98.92	41,232	99.31	116,465	99.27
2000 Tenure of Occupied Housing Units	2,025		16,795		47,716	
Owner Occupied	1,416	69.93	12,630	75.20	36,796	77.11
Renter Occupied	610	30.12	4,165	24.80	10,921	22.89
2000 Average Household Size	2.31		2.45		2.44	

nielsen

Prepared On: Fri Sep 03, 2010

Of 3 Page 1

© 2010 The Nielsen Company. All rights reserved.



Project Code: C&S

## Pop-Facts: Census Demographic Quick Facts 2010 Report

Radius 1: 7272 MENTOR AVE, MENTOR, OH 44060-7582, aggregate Radius 2: 7272 MENTOR AVE, MENTOR, OH 44060-7582, aggregate Radius 3: 7272 MENTOR AVE, MENTOR, OH 44060-7582, aggregate

Description	0.00 - 1.00 miles <i>Radius 1</i> %		0.00 - 3.00 miles <i>Radius 2</i> %		0.00 - 5.00 miles <i>Radius 3</i> %	
2000 Est. Households by Household Income	2,025	70	16,795	70	47,716	
Income Less than \$15,000	212	10.47	1,493	8.89	4,234	8.87
Income \$15,000 - \$24,999	232	11.46	1,870	11.13	5,247	11.00
Income \$25,000 - \$34,999	271	13.38	2,088	12.43	6,017	12.61
Income \$35,000 - \$49,999	328	16.20	2,927	17.43	8,929	18.71
Income \$50,000 - \$74,999	547	27.01	3,974	23.66	11,349	23.78
Income \$75,000 - \$99,999	225	11.11	2,363	14.07	6,257	13.11
Income \$100,000 - \$149,999	123	6.07	1,541	9.18	4,151	8.70
Income \$150,000 - \$249,999	36	1.78	367	2.19	1,091	2.29
Income \$250,000 - \$499,999	7	0.35	91	0.54	285	0.60
Income \$500,000 and over	0	0.00	38	0.23	124	0.26
2000 Est. Average Household Income	\$51,569		\$58,226		\$58,607	8
2000 Est. Median Household Income	\$47,584		\$49,987		\$49,017	Ŷ
2000 Est. Per Capita Income	\$22,633		\$23,861		\$24,020	



Prepared On: Fri Sep 03, 2010 Page 2 Of 3

Prepared By:
Nielsen Solution Center 1 800 866 6511

CLARITAS

PLACE

Project Code: C&S

Prepared For:

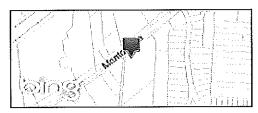
© 2010 The Nielsen Company. All rights reserved.

# Property Detail Reports

#### **Property Detail Report**

Subject Property

7272 Mentor Ave Mentor, OH 44060-7582 Mentor City - Lake County



Owner Info:

Owner Name: C & S Properties Lic

Tax Billing Address: 5715 Darrow Rd

Tax Billing City & State: Hudson OH

Tax Billing Zip: 44236

Tax Billing Zip+4: 4015

State Use: Auto Sales/Service

Universal Land Use: Auto Sales

Location Info:

School District: Mentor Ex Village

Subdivision: Mentor Township 04

Census Tract: 2032.00

Zoning: B-2

Tax Info:

Tax ID: 16-A-001-0-00-005-0

Tax Year: 2009

Annual Tax: \$36,869

Assessment Year: 2009

% Improv: 70%

Tax Area: 16

Tax Appraisal Area: 16

Legal Description: T 4 L 2 A Men Av Bor-1995-

C-062 406.88

Land Assessment: \$525,150

Improved Assessment: \$1,235,050

Total Assessment: \$1,760,200

Lot Number: 44

Block ID: 6

Characteristics:

Lot Acres: 5.67

Total Units: 5

Topography: Flat/Level

# of Buildings: 1

Approximate Finished SqFt: 26,931

Year Built: 1971

Water: Public

Sewer: Public Service

Last Market Sale:

Recording Date: 06/19/2000

Settle Date: 06/19/2000

Sale Price: \$1,900,000

Document No: 21747

Deed Type: Limited Warranty Deed

Owner Name: C & S Properties Lic

Seller: Reliable Realty Inc

Price Per Sq Ft: \$70.55

Sales History:

Recording Date: 06/19/2000

Sale Price: \$1,900,000

08/31/1994 \$1,275,000 08/31/1994

\$1,400,000

Buyer Name: C & S Properties Lic

Reliable Realty Inc

Reliable Realty Inc

Buyer Name 2:

Seller Name: Reliable Realty Inc.

Coleman Bernard R

Coleman Bernard R

1044-1117

648-709

Deed

Document No: 21747

Document Type: Limited Warranty

**Warranty Deed** 

**Grant Deed** 

Deed (Reg)

01/12/2004

**More History** 

Mortgage History:

Mortgage Date: 12/09/2008

Mortgage Amt: \$2,091,000

Mortgage Lender: National Cty Bk

Mortgage Type: Conventional

11/17/2006

\$2,091,000

National Cty Bk Conventional

01/28/2004

\$1,457,000

National Cty Bk

\$1,550,000 National Cty Bk

Conventional

Conventional

Borrower 1: C & S Properties Llc

C & S Properties Lic

C & S Properties Llc

C & S Properties

Llc

Features:

**Extra Features** 

Description Sq Ft Wa1:

Ci1 :

4,800

152,000

Number Width Depth

Extra Fea Yr Blt Value

1971

1971

Courtesy of Eric Zimmerman NEOHREX

The data within this report is compiled by CoreLogic from public and private sources. If desired, the accuracy of the data contained herein can be independently verified by the recipient of this report with the applicable county or municipality.