

Nov. 13, 2024

891 Laurelwood LLC Hok Yeung P.O. Box 503 Belmont, CA, 94002

SUBJECT: OFFER TO PURCHASE OVERHEAD ELECTRIC EASEMENT SITE: 891 Laurelwood Road NRS-KRS 115kV Transmission Line Project

Dear Mr. Yeung:

The City of Santa Clara, acting by and through its municipally owned utility, Silicon Valley Power (SVP), is currently pursuing acquisition of power line easements to construct, operate, and maintain approximately 2.24 miles of new 115 kilovolt (kV) overhead transmission line from the Northern Receiving Station (NRS) to Kifer Receiving Station (KRS) ("Project"). The power lines that are proposed to be built for the Project requires the acquisition of property rights affecting approximately 4,200 square feet over a portion of your property located at 891 Laurelwood Road, Santa Clara, CA and is also identified by the County Assessor as Parcel No. 101-11-004 ("Property").

SVP's primary objective of the Project is to increase system capacity and reliability. The majority of the new 115kV transmission line would be constructed along Lafayette Street, Bassett Street, and Duane Avenue. The Project is anticipated to be completed in 2028.

SVP designs its transmission system so that a loss of a single transmission line does not result in the loss of power for its customers. This design philosophy ensures the maximum reliability for its customers. As the power demands of the City grow, so does the necessity to construct infrastructure upgrades, such as this project, to continue to maintain this level of service reliability and increase the power capacity to support load growth and development. SVP is proactive about addressing future reliability issues and committed to providing the best service reliability for its customers.

Our title information shows 891 Laurelwood LLC, a California limited liability company to be the owner of the Property. This Property is within the Project area.

Subject to, and upon the terms and conditions set forth herein, SVP offers to purchase the easement area over the Property ("Easement Area"), as described in Exhibit A: Overhead Electric Easement Deed ("Easement Deed") attached hereto. SVP hereby offers the sum of One Hundred Five Thousand Dollars (\$105,000) as just compensation for the acquisition of the Easement Area.



It is the policy of SVP to acquire property interests that are in private interests through voluntary purchase, if possible, and only when it is necessary to do so. In accordance with applicable law, SVP has obtained, reviewed and approved an appraisal to establish the fair market value of the property to be acquired. The attached Appraisal Summary outlines the basis for this offer pursuant to Government Code §7267.2.

Pursuant to Code of Civil Procedure §1263.025, SVP offers to pay your reasonable costs up to five thousand dollars (\$5,000) for an independent appraisal of the property interests. By law, an appraiser licensed by the Office of Real Estate Appraisers must prepare the independent appraisal. Although you are not required to obtain an appraisal at this time, or at all, if you believe such appraisal can assist you in evaluating this offer, it is in your interest to obtain an independent appraisal as expeditiously as possible. If you choose to obtain an appraisal, please forward SVP an invoice from your appraiser, identifying the Easement Area and the Property address as the subject of the appraisal and the fee charged.

Materials enclosed for your information include:

- An Easement Deed with Exhibit showing the Easement Area;
- The Appraisal Summary for your Easement Area.

The agent assigned to you and to whom you will be working with is **John Timmins** who can be reached at **801-244-3707** or by email at **john.timmins@eciusa.com**. Please contact him if you have any questions or if you wish further clarification of this offer.

If you are agreeable to the purchase amount of this offer for the Easement Area, please indicate your acceptance by signing in the space provided below and return an original signed copy of this letter to **John Timmins** using the postage paid return envelope, which is enclosed, for your use. Upon receipt of your acceptance of this purchase offer amount, a contract for sale (Purchase and Sale Agreement) and escrow instructions will be prepared for your execution. SVP will pay all of the conveyance and escrow costs. All taxes and assessments, if any, will be pro-rated, and possession will be delivered to SVP at the close of escrow.

Sincerely,

Manuel Pineda P.E. Chief Electric Utility Officer



Enclosures:

SVP Easement with Exhibit Appraisal Summary Postage paid return envelope

ACCEPTANCE OF OFFER

I, Hok Yeung, am the legal owner of the Property. SVP submitted to me an Offer to purchase Overhead Electric Easement dated November 13, 2024 ("Offer") whereby the City of Santa Clara acting by and through its municipally owned utility, Silicon Valley Power, offered <u>\$105,000</u> as the purchase amount for the acquisition of the Easement Area. By signing below, I, Hok Yeung hereby accept this Offer and the terms and conditions contained therein. I further represent that I am legally authorized to accept the Offer.

Any and all capitalized terms shall have the meaning ascribed to them in the Offer.

Owner's Name

By:_____

Name:_____

Title:		
The		

Th-fai	
Date:	
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Recording Requested by: Office of the City Attorney City of Santa Clara, California

When Recorded, Mail to: Office of the City Clerk City of Santa Clara 1500 Warburton Avenue Santa Clara, CA 95050

[SPACE ABOVE THIS LINE FOR RECORDER'S USE]

EXEMPT FROM RECORDING FEE PER GOVERNMENT CODE §§ 6103 and 27383

EXEMPT FROM FEE FER GOVERNMENTCODE § 27388.1 (a)(2)(D)

OVERHEAD ELECTRIC EASEMENT DEED

891 Laurelwood Road & APN 101-11-004 Santa Clara, California

For valuable consideration, the receipt of which is hereby acknowledged, 891 Laurelwood LLC, a California limited liability company, (herein "Grantor"), hereby grants to the CITY OF SANTA CLARA, California, a chartered municipal corporation, (herein "Grantee"), an easement and right-of-way (herein "Easement") in, on, over, along and across the real property owned by Grantor in the City of Santa Clara, State of California, described in Exhibit A attached hereto and incorporated herein by this reference ("Easement Area").

This Easement shall be used by Grantee for the purpose of constructing and reconstructing, installing, operating, inspecting, maintaining, repairing, removing and/or replacing overhead electrical transmission systems, electrical distribution system, and communication systems, and appurtenances thereto, including a reasonable right of ingress and egress over adjoining lands of Grantor. In exercising said right of ingress and egress, Grantee shall, wherever practical, use existing roads and lanes across lands of Grantor, if such there be, and if not, by such route or routes as shall result in the least practicable inconvenience to Grantor and any occupants of Grantor's property.

The overhead system will consist of poles, wire supports, wires and conductors suspended from pole to pole, transformers and other equipment mounted on the poles, anchors, guy attachments, and other appurtenances.

Portions of the Easement Area may be used by the Grantor for driveway(s), landscaping (excluding trees), and parking, as will not interfere with the Grantee's use of the Easement. Any other use of the Easement Area by Grantor shall be subject to Grantee's express written consent and only after Grantee's review of plans and specifications and determination that such use will not interfere with its use of the Easement. Grantee may trim any trees or remove any tree or structure which is in or adjacent to the Easement Area which, in its reasonable determination, interferes with its use of the Easement. Grantee may trim any trees which is in or adjacent to the Easement Area which, is in or adjacent to the Easement Area which is in or adjacent to the Easement Area which is in or adjacent to the Easement Area which is in or adjacent to the Easement Area which is in or adjacent to the Easement Area which is in or adjacent to the Easement Area which is in or adjacent to the Easement Area which is in or adjacent to the Easement.

[SIGNATURE(S) APPEAR ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, said grantors have hereunto set their hands this _____ day of , 20 .

	By:
ADDDOVED FOD FODM.	Print Name:
APPROVED FOR FORM:	Title:
Office of the City Attorney City of Santa Clara	By:
	Print Name:
	Title:

"OWNER" APN 101-11-004 (2024-10)

ALL LEGAL OWNERS OF PROPERTY MUST EXECUTE THIS DOCUMENT. IF GRANTOR IS A CORPORATION, THE COMPLETE LEGAL NAME AND CORPORATE SEAL OF THE CORPORATION AND CORPORATE TITLES OF THE PERSONS SIGNING FOR THE CORPORATION SHALL APPEAR ABOVE. WRITTEN EVIDENCE OF AUTHORITY OF PERSON OR PERSONS EXECUTING THIS DOCUMENT ON BEHALF OF CORPORATION, PARTNERSHIP, OR JOINT VENTURE, OR ANY OTHER ORGANIZATION OTHER THAN A SOLE PROPRIETORSHIP SHALL BE ATTACHED.

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ATTACH THE ALL-PURPOSE NOTARY ACKNOWLEDGMENT FORM FOR THE PERSON OR PERSONS EXECUTING THIS DOCUMENT ON BEHALF OF THE GRANTOR.

EXHIBIT "A"

SVP REF: SC 1X-1XX

OVERHEAD ELECTRIC EASEMENT ACROSS: 891 LAURELWOOD, LLC 891 LAURELWOOD RD. SANTA CLARA, CALIFORNIA 95054 APN: 101-11-004 EASEMENT AREA: 4,200 SQ.FT. ±



DESCRIPTION:

The westerly 20.00 feet of the parcel of land conveyed in that certain Grant Deed recorded May 29, 2015 as Document No. 22970351, in the Office of the Recorder of Santa Clara County (ORSCC), herein after referred to as the Grantor's Parcel, located in the City of Santa Clara, County of Santa Clara, State of California, described as follows:

COMMENCING at a monument located along the centerline of Bassett Street; thence North 1°06'00" East 264.07 feet along the centerline of said Bassett Street (as shown on Page 2 of this Exhibit); thence South 88°54'00" East 33.00 feet to the easterly right-of-way of said Bassett Street and the POINT OF BEGINNING; thence continuing South 88°54'00" East 20.00 feet along the northerly line of said Grantor's Parcel; thence South 1°06'00" West 213.85 feet to the easterly right-of-way of said Bassett Street and the beginning of a non-tangent curve concave northeasterly having a radius of 55.00 feet; thence northwesterly 48.46 feet along said curved right-of-way through a central angle of 50°47'88"; thence North 1°06'00" East 171.43 feet along said easterly right-of-way to CONTAINING: 4,200 sq. ft., more or less, PATON PREIMARCE PREIMARCE FOR the POINT OF BEGINNING.

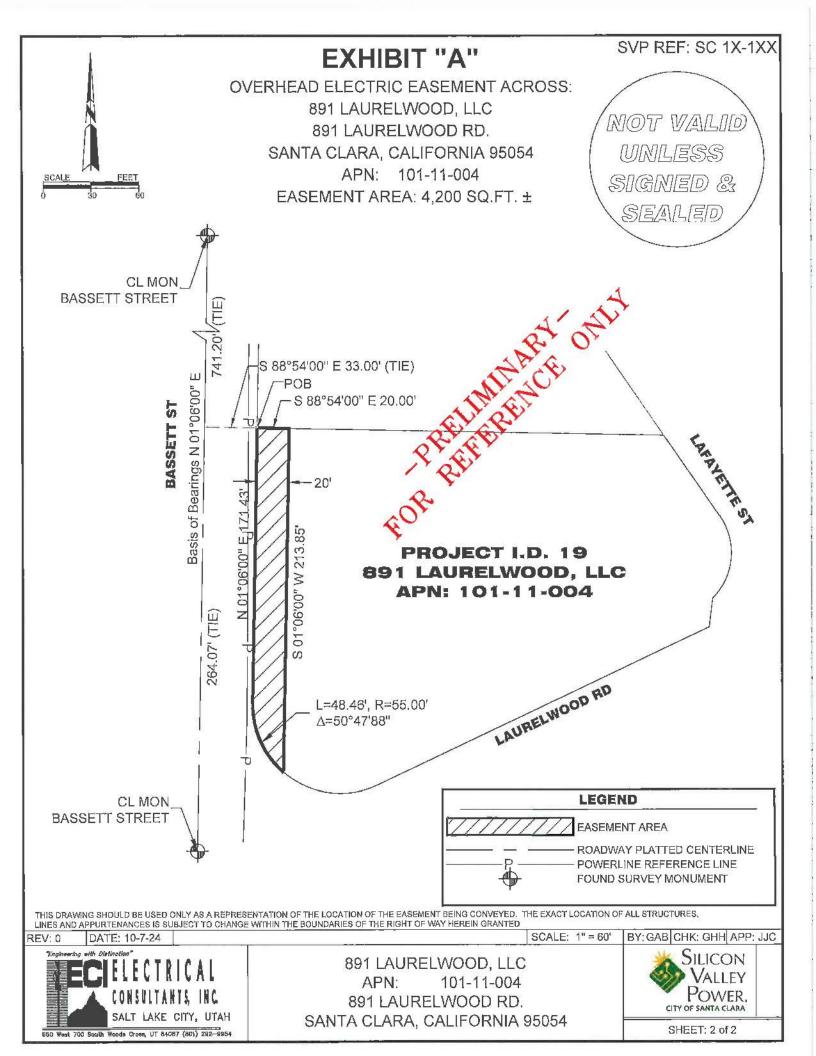
THIS DRAWING SHOULD BE USED ONLY AS A REPRESENTATION OF THE LOCATION OF THE EASEMENT BEING CONVEYED. THE EXACT LOCATION OF ALL STRUCTURES, LINES AND APPURTENANCES IS SUBJECT TO CHANGE WITHIN THE BOUNDARIES OF THE RIGHT OF WAY HEREIN GRANTED



891 LAURELWOOD, LLC 101-11-004 APN: 891 LAURELWOOD RD. SANTA CLARA, CALIFORNIA 95054



SCALE: 1" = 60'





3160 Crow Canyon Place, Suite 245 San Ramon, CA 94583 925.327.1660 phone 408-279-3428 fax valbridge.com

Appendix A

October 8, 2024

City of Santa Clara Overhead Electric Easement Appraisal Summary Statement And Summary of the Basis for Just Compensation (Pursuant to Government Code Section 7267.2)

The following is a statement of and summary of the basis for the appraisal and the amount that Silicon Valley Power has established as just compensation required by California Government Code Section 7267.2. The appraisal on which this summary is based was made in accordance with accepted appraisal principles, consistent with California valuation law.

The purpose of this appraisal is to estimate the fair market value of the proposed acquisition appraised. Section 1263.320 of the Code of Civil Procedure defines fair market value as:

- A. The fair market value of the property taken is the highest price on the date of valuation that would be agreed to by a seller, being willing to sell but under no particular or urgent necessity for so doing, nor obliged to sell, and a buyer, being ready, willing and able to buy but under no particular necessity for so doing, each dealing with the other with full knowledge of all the uses and purposes for which the property is reasonably adaptable and available.
- *B.* The fair market value of property taken for which there is no relevant market is its value on the date of valuation as determined by any method of valuation that is just and equitable.

The date of value August 8, 2024, which was the date of inspection.

The intended use of this appraisal is for potential acquisition of easement access rights, which is called the Overhead Electric Easement. The intended user is Silicon Valley Power.



The scope of work included inspecting the property, research and analysis of comparable data, and highest and best use analysis.

The appraised rights are further identified as follows:

1) The fair market value of a 4,200-square-foot permanent easement.

Statement of the Amount Established as Just Compensation

The amount Silicon Valley Power has established as just compensation for the property rights described in the accompanying offer is: **\$105,000 (One Hundred Five Thousand Dollars).**

Summary of Basis for the Amount Established as Just Compensation

This Summary of the Basis for the Amount Established as Just Compensation (prepared pursuant to Government Code Section 7267.2) is a summary of the appraisal used by Silicon Valley Power to determine the amount it established as just compensation for an easement.

(A) Property Identification – Subject Property

Owner of Record:	891 Laurelwood LLC				
Assessor's Parcel Numbers (APNs):	Santa Clara County Assessor's Parcel Number (APN) 101-11-004				
Property Address:	891 Laurelwood Road, Santa Clara, Santa Clara County, California 95054				
Property Transfers in the Past Three Years:	There have been no other transfers within three years.				
General Character of Interest Being Appraised:	Easement				
Larger Parcel Land Size:	52,272 square feet				
Improvements:	There is an existing multi-tenant industrial showroom property.				
Topography:	Level				
Shape:	Irregular				



Access:	Access to the Larger Parcel is available off of Bassett Street and Laurelwood Road.
Utilities:	Typical municipal and public utilities are available.
Environmental Conditions:	We did not receive a Phase I report for the Subject Property, and we assume there are no adverse environmental conditions.
Date of Valuation:	August 8, 2024
Highest and Best Use	The most probable use of a property which is physically possible, appropriately justified, legally permissible, financially feasible, and which results in the highest value of the property being valued.
Highest and Best Use – As If Vacant:	Industrial development
Highest and Best Use – As Improved:	Existing use
Present Use Subject Property:	The Larger Parcel is currently used as a multi-tenant industrial property.
Applicable Zoning:	ML (also known as Ll) – Light Industrial

(B) Approaches Used in the Appraisal

We employed the "before" and "after" methodology for the Larger Parcel. In the "before" condition, we have not considered the Project.

In the "after" condition, we have considered the impacts attributed to the proposed easement and the Project.

Three methods of valuation can be applied to the appraisal of land. The most often used approach is the Direct Sales Comparison Approach. This method involves the comparison of the subject with recent sales of comparable properties.

A second method of land appraisal is the Land Development Approach. This approach involves estimating the development costs of installing all utilities and off-sites. These costs can be subtracted from a known improved lot value (established by sales comparison) to arrive at an estimate of raw land value or added to the known raw land value to arrive at the value of an improved site.



The third method employed is an Income Residual Method. An estimate is made of the potential net income, which can be earned from the site improved with buildings. The cost of these improvements is estimated to determine the portion of the income needed to supply a fair return on these costs. The residual income is available for a return on the land. Therefore, this income is capitalized into an indicated land value.

For purposes of this appraisal, the Sales Comparison Approach has been employed. Sufficient sales data was available that it was felt this method yielded a reliable result. This is the method that would most often be applied by a typical buyer of this type of property. The comparable sales are provided in Exhibit A.

Sales Comparison Approach

The sales comparison approach is used to derive a value indication by comparing the property being appraised to similar properties that have sold recently, applying appropriate units of comparison, and making adjustments to the comparables based on the elements of comparison.

Based on our analysis of sale comparables provided in Exhibit A, we estimate the land value of the Larger Parcel to be \$5,227,200 (land only). This is based on a price per square foot of land of \$100 x 52,272 square feet.

(C) Value of Part Taken

We have valued the part taken next. This consists of the value of the permanent easement.

Permanent Easement

In the "after" condition, the highest and best use of the Larger Parcel remains for continuation of the existing use.

For this valuation, the rationale for estimating the easement value can be shown as an equation:

Fee simple land value x % of fee rights being acquired = easement value

Based on our experience, an easement that is solely for subsurface utilities, as one example, may command a 10-35% share of the fee rights. As another example, exclusive control of surface rights may capture 90-100% of the fee simple value.

The subject is a perpetual easement. The grantor has significant remaining rights at the surface, landscaping, parking and signage for example. We estimate that the easement encumbers 25% of the total bundle of rights.

Therefore, the fair market value for the permanent easement is estimated at **\$105,000,** or 4,200 square feet x \$100 x 25%.

(D) Severance Damages/Benefits Analysis

Severance damages and benefits involve measuring the effect that the "acquisition" and "Project" have on the value of the property remaining, i.e., on the "remainder."

The acquisition is not expected to result in any severance damages to the remainder.



The highest and best use of the Larger Parcel upon partial acquisition is unchanged, relative to the "before" condition. We have not identified any damages from the Project.

Benefits result when the value of the remainder increases because of either the Project or the acquisition. Any resulting benefits are offset only against severance damages and not against acquisition value.

Each case for benefits is unique. In the case of the subject, we envision that the electric utility upgrades would be superior relative to the existing conditions. Since we have not identified any severance damages, we have not quantified any potential benefits.

(E) Conclusion of Just Compensation and Value in the "After" Condition

The market value of the acquisition is shown on the following page.



	Summary of Valuation		
Α.	Land Value of the whole before acquisition:		\$5,227,200
В.	Value of the part acquired as part of the whole: Permanent Easement (\$100 x 4,200 SF x 25%) Site Improvements (e.g. trees)	\$105,000 \$0	\$105,000
C.	Value of the remainder as part of the whole: (Line A less Line B)		\$5,122,200
D.	Value of the remainder after the acquisition and before consideration of beau (Line C - Line E)	nefits	\$5,122,200
E,	Severance Damages/Cost to Cure		\$0
F.	Value of the remainder after the acquisition and after considering benefits		\$5,122,200
G.	Benefits (Line Fless Line D)		0
H.	Net Damages or Net Benefits (Line E minus Line G) Plus: TCE: Total		\$0 <u>\$0</u> \$0
l.	Market Value of the Acquisition (Just Compensation) (Line B plus Line H)		\$105,000 \$0
	Subtotal Rounded		\$105,000 <u>\$105,000</u>

The resulting land value of the remainder in the "after" condition is \$5,122,200, or \$5,227,200 - \$105,000.



The fair market value for the acquisition is, \$105,000, as summarized below:

Value Conclusions: 891 Laurelwood					
	Permanent Easement	Site Improvements	Net Severance Damages	<u>Total</u> Fair Market Value	
Value Type	Fair Market Value	Fair Market Value	Fair Market Value	Fair Market Value	
Property Rights Appraised	Permanent Easement			Acquisition	
Date of Value	August 8, 2024	August 8, 2024	August 8, 2024	8/8/20024	
Fair Market Value	\$105,000	\$0	\$0	Total: \$105,000 (rounded)	

The previous is a summary of the appraisal prepared at the request of Silicon Valley Power to comply with Government Code Section 7267.2 that fairly and correctly states my opinions and knowledge.

Dated: October 8, 2024

Josh Fronen, MAI Managing Director California Certified License #AG028548 License Expires 12-18-2025



SILICON VALLEY POWER EASEMENT ADDENDA

Addenda

Exhibit A: Land Sales Exhibit B: Easement Area Office Locations



Exhibit A: Land Sales

omp					Price per SF	
No.	Address	COE date	Land SF	Sale Price	of Land	Grantor / Grantee and Recording #
1	735 Reed Street	Feb-22	47,044	\$ 5,000,000	\$105,28	Farahani, Alireza
	Santa Clara					735 Reed Street LLC
						Recording #25249526
2	1045 Commercial Court	Jan-23	108,028	\$ 6,500,000	\$60.17	Anderson Graves LLC
	San Jose					1045 Commercial Court LLC
						Recording #25431855
3	868 Parker Street	Jul-24	39,048	\$ 4,900,000	\$125.49	ABC Manufacturing Co.
	Santa Clara				a	840 Parker Street LLC
						Recording #25661169

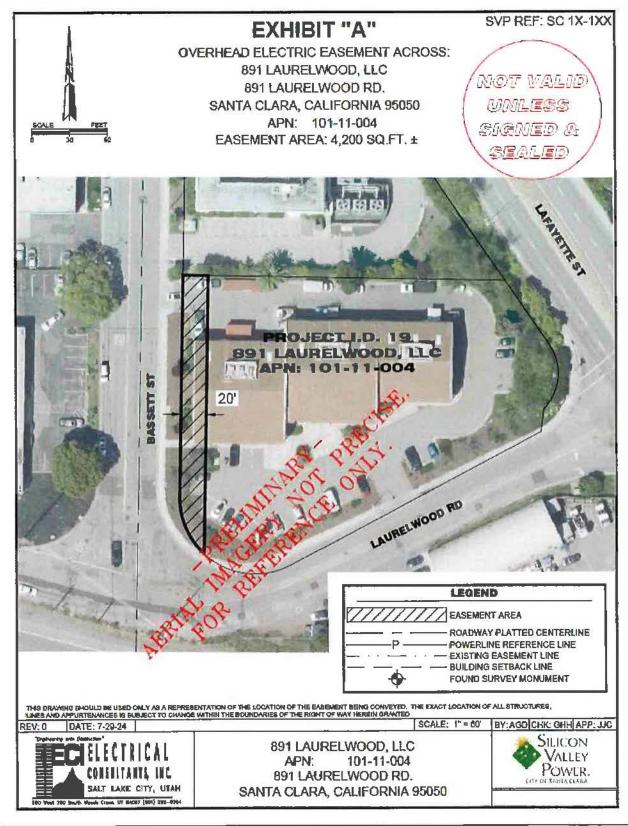
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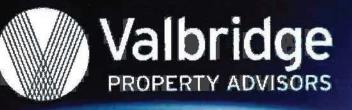


SILICON VALLEY POWER EASEMENT ADDENDA

Exhibit B: Easement Area

Permanent Easement





FAST FACTS

- · Valbridge is North America's largest independent commercial appraisal firm.
- Valbridge provides custom appraisal reports in the U.S., Canada, and Puerto Rico.
- Valbridge specializes in appraising all types of real property.
- Valbridge provides independent valuation services. We are NOT owned by a brokerage firm or investment company.
- Every Valbridge office is overseen by a Senior Managing Director who holds the MAI designation of the Appraisal Institute.
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1530 The Alameda, Ste. 100 San Jose, CA 95126 (408) 279-1520

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3033 RMera Dr., Ste. 106 Naples, FL 34103 (239) 514-4646

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1875 N. Lakewood Dr., Ste. 100 Coeur d'Alene, ID 83814 (208) 292-2965

ILLINOIS

566 W. Lake St., Ste. 240 Chicago, IL 60661 (312) 429-0132

INDIANA

6801 Lake Plaza Dr., Ste. C-301 Indianapolis, IN 46220 (317) 687-2747

KANSAS

10990 Guivira Rd., Ste. 100 Overland Park, KS 66210 (913) 451-1451

KENTUCKY

1890 Star Shoot Pkwy. Lexington, KY 40509 (502) 585-3651

KENTUCKY (CONT'D)

9401 Williamsburg Plaza, Ste. 204 Louisville, KY 40222 (502) 585-3661

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224 Avalon Cir. Brandon, MS 39047 (601) 853-0736

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3121 Quall Springs Pkwy., Ste. 150 Oklahoma City, OK 73134 (405) 603-1553

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1250 Fairmont Ave. Mt. Pleasant, SC 29464 (843) 884-1266

11 Cleveland Ct. Greenville, SC 29607 (864) 233-6277

920 Bay St., Ste. 26 Beaufort, SC 29902 (843) 884-1266

TENNESSEE

3500 Ringgold Rd., Ste. 3 Chattanooga, TN 37412 (423) 206-2677

213 Fox Rd. Knoxville, TN 37922 (865) 522-2424

756 Ridge Lake Blvd., Ste. 225 Memphis, TN 38120 (901) 753-6977

5205 Maryland Way, Ste. 202 Brentwood, TN 37027 (615) 369-0670

TEXAS

901 Mopac Expy. S., Bklg. 1, Ste. 300 Austin, TX 78746 (737) 242-8585

10210 North Central Expy., Ste. 115 Dallas, TX 75231 (214) 446-1611

974 Campbell Rd., Ste. 204 Houston, TX 77024 (713) 467-5858

2731 81st St. Lubbock, TX 79423 (806) 744-1188

9901 IH-10 West, Ste. 1035 San Antonio, TX 78230 (210) 227-6229

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527 E. Pioneer Rd., Ste. 240 Draper, UT 84020 (801) 262-3388

20 North Main St. St. George, UT 84770 (435) 773-6300

321 N. County Blvd., Ste. D American Fork, UT 84003 (801) 492-0000

VIRGINIA

656 Independence Pkwy., Ste. 220 Chesapeake, VA 23320 (757) 410-1222

1231 Alverser Dr. Midlothian, VA 23113 (757) 345-0010

5107 Center St., Ste. 28 Williamsburg, VA 23188 (757) 345-0010

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324 N. Mullan Rd. Spokane Valley, WA 99206 (509) 747-0999

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