

Mail to: Logan City Recorder  
255 N. Main Street  
Logan UT 84321

**EASEMENT AGREEMENT**

A SEWER AND UTILITY CONSTRUCTION EASEMENT  
ICON HEALTH & FITNESS, INC.  
PARCEL 02-083-0008

**ICON HEALTH AND FITNESS, INC.** ("Grantor"), in consideration of the mutual covenants set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby conveys and warrants against all claiming by, through or under Grantor, to the CITY OF LOGAN, a municipal corporation of the State of Utah ("Grantee"), a perpetual use of right to easement and right of way upon, under, across and through Lot #8 Logan River Business Park Parcel 02-083-0008, for the purpose of constructing, maintaining, repairing and replacing thereon, an underground piped sewer system and related appurtenances described as follows;

Two strips of land;

One strip of land (20) twenty feet wide as a Permanent Easement for the construction and maintenance of a sewer pipe line and related appurtenances along the west and north property lines, with an additional strip of land (30) thirty feet wide as a Temporary Construction Easement for the construction of a sewer pipe line and related appurtenances as described as follows:

One (20) twenty feet wide strip of land along the west property line, and along the north property line, the center of which begins on the south property line at a point 20 feet east of the west property line, thence north to a point 20 feet east of the west property line and 20 feet south of the north property line, thence east to a point 20 feet south of the north property line and 20 feet west of the east property line, thence north-easterly to the intersection of the north and east property lines of Lot #8 Logan River Business Park, Parcel 02-083-0008 to serve as the Permanent Easement.

Another strip of land (30) thirty feet wide in addition to the (20) twenty feet described above as a Temporary Construction Easement for the construction of a sewer pipe line and related appurtenances along the west and north property described as follows:

A (30) thirty feet wide strip of land along the west property line, and along the north property line, the center of which begins on the south property line at a point 45 feet east of the west property line, thence north to a point 45 feet east of the west property line and 45 feet south of the north property line, thence east to a point 45 feet south of the north property line and 10 feet west M/L of the east property line, thence north-easterly to the intersection of the north and east property lines of Lot #8 Logan River Business Park, Parcel 02-083-0008 to serve as a Temporary Easement.

Ent 859043 Bk 1293 Pg 139  
Date 12-Apr-2004 4:07PM Fee \$0.00  
Michael Glead, Rec. - Filed By CL  
Cache County, UT  
For LOGAN CITY

Grantee hereby covenants and agrees that, upon the exercise of any of its rights hereunder, Grantee will restore the Easement Area to substantially the same condition as existed immediately prior to Grantee's exercise of such rights, including, without limitation, backfilling and compaction of any excavation areas, and the reasonable repair of any landscaping or surface improvements damaged as a result of Grantee's exercise of such rights.

IN WITNESS WHEREOF, Grantor and Grantee have executed this Easement Agreement as of this 6 day of April, 2004.

**GRANTOR**

ICON Health & Fitness, Inc.

By: [Signature]

Name: Jon M. White

Title: Sr. V.P. of Mfg



**GRANTEE**

CITY OF LOGAN, a municipal corporation of the State of Utah

By: [Signature]  
Name: DOUGLAS E. THOMPSON  
Title: Mayor

Attest: [Signature]  
By: [Signature]  
Name: Lois Price  
Title: Recorder

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STATE OF UTAH            )  
                                  : ss.  
COUNTY OF CACHE        )

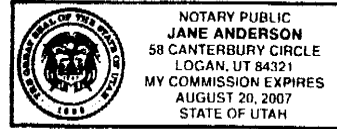
On this 6th day of April, 2004, personally appeared before me Jon M. White, Sr. Vice President of ICON Health & Fitness Inc, signer of the foregoing instrument, who personally acknowledged to me that he executed the same in behalf of ICON Health & Fitness, Inc..

WITNESS my hand and official seal.

Jane Anderson  
NOTARY PUBLIC  
Residing at: Logan, Utah

My Commission Expires:

August 20, 2007



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STATE OF UTAH )  
 : ss.  
COUNTY OF CACHE )

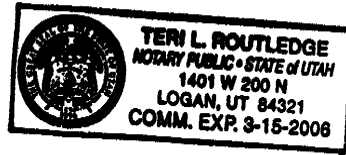
On this 8 day of April, 2004, personally appeared before me Douglas E. Thompson and Lois Price, Mayor and City Recorder respectively of the City of Logan, signers of the foregoing instrument, who personally acknowledged to me that they executed the same in behalf of the City of Logan.

WITNESS my hand and official seal.

*Teri L. Routledge*  
NOTARY PUBLIC  
Residing at: Logan, Utah

My Commission Expires:

3-15-06



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