INSTR # 2013000179748, Doc Type RES, Pages 2, Recorded 08/02/2013 at 04:15 PM, Linda Doggett, Lee County lerk of Circuit Court, Rec. F \$18.50 Deputy Clerk CMASSEY

AMENDMENT TO DECLARATION AND GENERAL PROTECTIVE COVENANTS FOR PELICAN LANDING

This Amendment is made this <u>21</u>²⁰ day <u>JU(4</u>, 2013, by WCI Communities, LLC (the "Declarant").

WHEREAS, Declarant recorded that certain Amended and Restated Declaration and General Protective Covenants for Pelican Landing on January 18, 1991, in O.R. Book 2198, Page 1878 et seq., Public Records of Lee County, Florida as amended (the "Declaration"); and

WHEREAS, in Article XIII of the Declaration, the Declarant reserved the right to make amendments to the Declaration and its recorded exhibits by Declarant's sole act until termination of the Class "B" Control Period; and

WHEREAS, the original Class "B" Control Period has not been terminated; and the Declarant wishes to amend the Declaration.

NOW, THEREFORE, Declarant hereby amends the Declaration as follows:

1. Article X, Assessments, Section 1 shall be amended as indicated below with deleted words indicated by strike-outs and added words indicated with underlining:

5

The Association shall, upon demand at any time, furnish to any owner liable for any type of assessment a certificate in writing signed by an officer or agent of the Association setting forth whether such assessment has been paid as to any particular Unit or portion of the Business Properties. Such Certificate shall be conclusive evidence of payment to the Association of such assessment therein stated to have been paid. The Association may require the advance payment of a non refundable processing fee not to exceed Fifty (\$50.00) Dollars for the issuance of such a certificate. The amount and manner of payment shall be as determined by resolution of the Board from time to time.

IN WITNESS WHEREOF, The Declarant has caused this Amendment to be duly executed this <u>24</u> day of <u>744</u>, 2013.

Signature of Tst Witness

WCI COMMUNITIES, LLC a Delaware limited liability company,

By: its Senior Vice resident Paul Erhandt

 $\frac{\text{Ni} \text{ who Sugart Z}}{\text{Printed Name of 1st Witness}}$

Signature of 2nd Witness

Man SLODy Printed Name of 2nd Witness

STATE OF FLORIDA) COUNTY OF LEE)

The foregoing instrument was executed this <u>29</u>^d day of <u>July</u> 2013, by <u>Paul Erhand +</u>, as <u>Senior Vice President</u> of WCI <u>company</u> Communities <u>LLC</u>, a Delaware limited liability company, on behalf of the corporation, *July* who is personally known or has produced ______as identification.

MARY S. COOK Notary Public - State of Florida My Comm. Expires Mar 6, 2016 Commission # EE 172474 Bonded Through National Notary Assn.

Notary Rublic

Many SLook Printed Name of Notary

My Commission Expires: