

This instrument prepared by:  
Nicole M. Swartz, Esquire  
24301 Walden Center Drive  
Bonita Springs, FL 34134

**SUPPLEMENT TO THE**  
**AMENDED AND RESTATED DECLARATION**  
**AND GENERAL PROTECTIVE COVENANTS**  
**FOR**  
**PELICAN LANDING**  
**(Cielo at The Colony-Phase III)**

THIS SUPPLEMENT is made this 23<sup>rd</sup> day of February, 2015, by WCI COMMUNITIES, LLC, a Delaware limited liability company, as successor in interest to 2009 REAL ESTATE, LLC, a Delaware limited liability company, successor by conversion of 2009 Real Estate Corporation f/k/a WCI Communities, Inc. ("DECLARANT").

WITNESSETH:

WHEREAS, DECLARANT has recorded the Amended and Restated Declaration and General Protective Covenants for Pelican Landing (hereinafter referred to as "DECLARATION") at Official Records Book 2198, Pages 1873 through 2026, inclusive, of the Public Records of Lee County, Florida, as amended; and

WHEREAS, all terms used herein shall have the same meaning as given in the above-described DECLARATION; and

WHEREAS, the DECLARATION provides in Article VIII, Section 1, thereof that "Declarant shall have the unilateral right, privilege and option, from time to time at any time until all property described on Exhibit "A" has been subjected to this DECLARATION or December 31, 2020, whichever is earlier, to subject to the provisions of this DECLARATION and the jurisdiction of the Association any portion of real property, including without limitation that described in Exhibit "A" attached hereto. Such annexation shall be accomplished by filing in the Public Records of Lee County, Florida a Supplemental Declaration annexing such property"; and

WHEREAS, DECLARANT desires to subject all of the real property described in Exhibit "A" attached hereto and made a part hereof (hereinafter referred to as the "Property") to certain, but not all provisions of the DECLARATION; and

NOW THEREFORE, DECLARANT hereby declares that the Property be held, transferred, sold, conveyed and occupied subject to the provisions of the DECLARATION, excepting therefrom Article XI (Architectural Standards) and Article XII (Use Restrictions), and, in accordance with Article 1, Section 34 of the DECLARATION, hereby assigns one (1) Unit to each condominium unit on the Property for a total of sixteen (16) Units assigned to the Property.

IN WITNESS WHEREOF, WCI COMMUNITIES, LLC, a Delaware limited liability company, does hereby execute this SUPPLEMENT in its name by its undersigned, authorized officers and affixes its corporate seal hereto, this 23 day of February, 2015.

WCI COMMUNITIES, LLC,  
a Delaware limited liability company

WITNESSES:

Margaret A Sisk By: Paul Erhardt  
Print Name: MARGARET A SISK Paul Erhardt, Senior Vice President

Ledia Metaj  
Print Name: LEDIA METAJ

STATE OF FLORIDA )  
COUNTY OF LEE )

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of February, 2015, by Paul Erhardt, as Senior Vice President of WCI Communities, LLC, a Delaware limited liability company, on behalf of the company. He is personally known to me.

Ledia Metaj  
Notary Public  
Print Name: LEDIA METAJ  
My Commission expires:

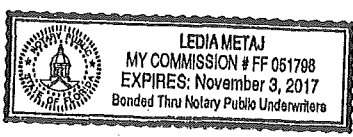


EXHIBIT "A"

**PROPOSED PHASE III DESCRIPTION**

A TRACT OF LAND LOCATED IN SECTION 8, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE WEST QUARTER CORNER OF SECTION 8, TOWNSHIP 47 SOUTH, RANGE 25 EAST, LEE COUNTY, FLORIDA; THENCE ALONG THE WEST LINE OF SAID SECTION 8, SOUTH 00°49'46" EAST, A DISTANCE OF 25.00 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF COCONUT ROAD AS SHOWN ON THE LEE COUNTY RIGHT-OF-WAY MAP, PROJECT NUMBER OF 19991898; THENCE RUN ALONG THE SOUTH LINE OF SAID RIGHT-OF-WAY SOUTH 89°43'06" EAST, FOR A DISTANCE OF 45.84 FEET; THENCE LEAVING SAID SOUTH RIGHT-OF-WAY LINE, SOUTH 10°04'01" EAST, A DISTANCE OF 18.32 FEET; THENCE SOUTH 07°41'43" WEST, A DISTANCE OF 98.70 FEET; THENCE SOUTH 39°18'43" WEST, A DISTANCE OF 25.46 FEET; THENCE SOUTH 28°21'44" EAST, A DISTANCE OF 88.04 FEET; THENCE SOUTH 23°07'05" WEST, A DISTANCE OF 44.14 FEET; THENCE SOUTH 34°54'03" EAST, A DISTANCE OF 30.82 FEET; THENCE SOUTH 20°07'09" EAST, A DISTANCE OF 19.34 FEET; THENCE SOUTH 50°28'56" EAST, A DISTANCE OF 47.03 FEET; THENCE SOUTH 00°49'46" EAST, A DISTANCE OF 150.18 FEET; THENCE SOUTH 41°42'16" EAST, A DISTANCE OF 86.54 FEET; THENCE SOUTH 19°08'07" EAST, A DISTANCE OF 38.82 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED;

THENCE NORTH 43°30'48" EAST, A DISTANCE OF 142.83 FEET; THENCE SOUTH 27°01'29" EAST, A DISTANCE OF 50.34 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE EASTERLY 186.21 FEET ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 102.00 FEET, A CENTRAL ANGLE OF 104°35'45", (CHORD BEARING SOUTH 79°19'22" EAST, A DISTANCE OF 161.41 FEET); THENCE SOUTH 37°23'17" EAST, A DISTANCE OF 131.13 FEET; THENCE SOUTH 47°26'14" WEST, A DISTANCE OF 5.95 FEET; THENCE SOUTH 41°35'17" WEST, A DISTANCE OF 46.90 FEET TO A POINT ON A CURVE TO THE RIGHT; THENCE SOUTHWESTERLY 48.91 FEET ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 100.00 FEET, A CENTRAL ANGLE OF 28°01'26", (CHORD BEARING SOUTH 55°36'00" WEST, A DISTANCE OF 48.42 FEET) TO A POINT ON A REVERSE CURVE TO THE LEFT; THENCE SOUTHWESTERLY 99.84 FEET ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 105.00 FEET, A CENTRAL ANGLE OF 54°28'46", (CHORD BEARING SOUTH 42°22'25" WEST, A DISTANCE OF 96.12 FEET) TO A POINT ON A REVERSE CURVE TO THE RIGHT; THENCE SOUTHWESTERLY 25.73 FEET ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 100.00 FEET, A CENTRAL ANGLE OF 14°44'32", (CHORD BEARING SOUTH 22°30'23" WEST, A DISTANCE OF 25.66 FEET) ; THENCE SOUTH 29°52'39" WEST, A DISTANCE OF 22.93 FEET TO A POINT ON THE NORTHEASTERLY LINE OF CONSERVATION EASEMENT #4 AS DESCRIBED IN OFFICIAL RECORDS BOOK 3094, PAGE 3234 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE ALONG SAID NORTHEASTERLY LINE FOR THE FOLLOWING (3) THREE COURSES AND DISTANCES; (1) THENCE NORTH 34°45'41" WEST, A DISTANCE OF 134.67 FEET; (2) THENCE NORTH 53°03'31" WEST, A DISTANCE OF 119.51 FEET; (3) THENCE NORTH 19°08'07" WEST, A DISTANCE OF 78.27 FEET TO POINT OF BEGINNING.

CONTAINING 1.35 ACRES, MORE OR LESS.

**NOTES:**

1. BEARINGS SHOWN HEREON ARE BASED ON THE SOUTH LINE OF COCONUT ROAD, BEING SOUTH 89°43'06" EAST, PER THE LEE COUNTY RIGHT-OF-WAY MAP (JOHNSON ENGINEERING SPECIFIC PURPOSE SURVEY) HAVING A PROJECT NUMBER OF 19991898.
2. DIMENSIONS SHOWN HEREON ARE IN U.S. SURVEY FEET AND DECIMALS THEREOF.
3. THIS PLAN IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A LICENSED FLORIDA SURVEYOR AND MAPPER. NO ADDITIONS OR DELETIONS TO THIS SURVEY MAP ARE PERMITTED WITHOUT THE EXPRESSED WRITTEN CONSENT OF THE SIGNING PARTY.

\*THIS IS NOT A SURVEY\*

NOT COMPLETE WITHOUT SHEETS A-2 OF 2.

DRAWN BY:	KJG
CHECKED BY:	DLS
JOB CODE:	WCITCFG
SCALE:	NA
DATE:	13 FEBRUARY 2015
FILE:	FM12-89-PHASE III
SHEET:	1 of 2



**GradyMinor**

Civil Engineers • Land Surveyors • Planners • Landscape Architects  
 Cert. of Auth. EB 0005151 Cert. of Auth. LB 0005151 Business LC 26000266  
 Bonita Springs, 239.947.1144 www.GradyMinor.com Fort M 239.690.4380

O. Grady Minor and Associates, P.A.  
 3800 Via Del Rey  
 Bonita Springs, Florida 34134

SKETCH & DESCRIPTION

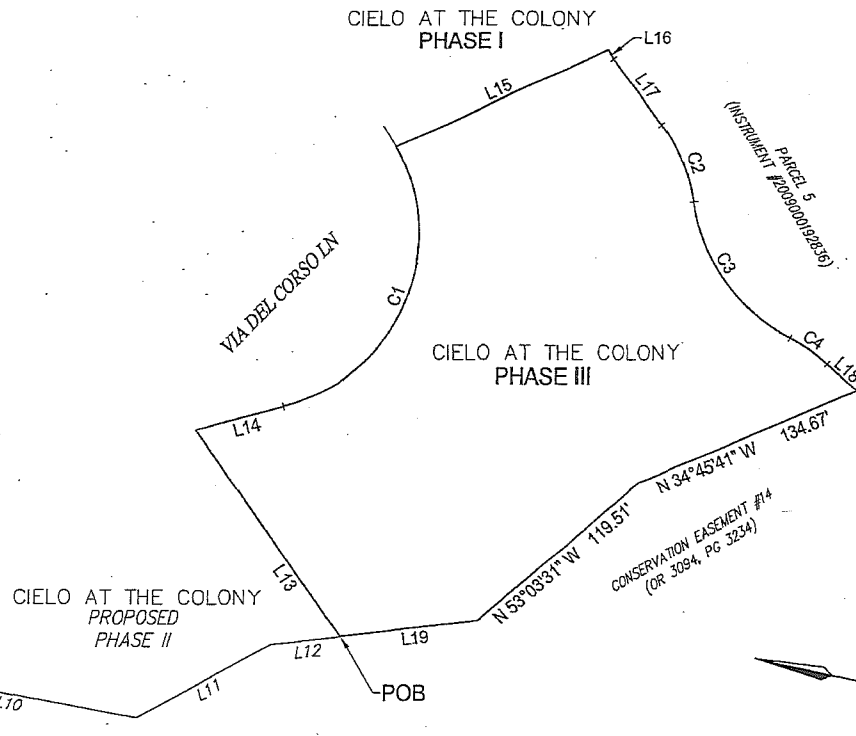
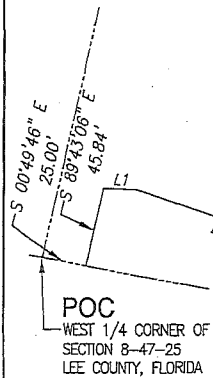
**PHASE III  
 CIELO AT THE COLONY**

DATE SIGNED: 11.07.15  
 DONALD L. SANFORD, P.S.M.  
 LICENSE # 8781  
 FOR THE FIRM

CURVE TABLE					
CURVE	RADIUS	LENGTH	DELTA	CHORD BEARING	CHORD
C1	102.00'	186.21'	104°35'45"	S 79°19'22" E	161.41'
C2	100.00'	48.91'	28°01'26"	S 55°36'00" W	48.42'
C3	105.00'	99.84'	54°28'46"	S 42°22'25" W	96.12'
C4	100.00'	25.73'	14°44'32"	S 22°30'23" W	25.66'

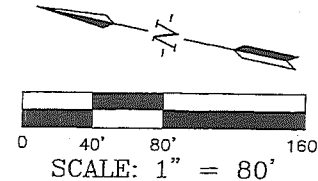
LINE TABLE		
LINE	BEARING	DISTANCE
L1	S 10°04'01" E	18.32'
L3	S 07°41'43" W	98.70'
L4	S 39°18'43" W	25.46'
L5	S 28°21'44" E	88.04'
L6	S 23°07'05" W	44.14'
L7	S 34°54'03" E	30.82'
L8	S 20°07'09" E	19.34'
L9	S 50°28'56" E	47.03'
L10	S 0°49'46" E	150.18'

LINE TABLE		
LINE	BEARING	DISTANCE
L11	S 41°42'16" E	86.54'
L12	S 19°08'07" E	38.82'
L13	N 43°30'48" E	142.83'
L14	S 27°01'29" E	50.34'
L15	S 37°23'17" E	131.13'
L16	S 47°26'14" W	5.95'
L17	S 41°35'17" W	46.90'
L18	S 29°52'39" W	22.93'
L19	N 19°08'07" W	78.27'



- LEGEND**
- C.E. COMMON ELEMENT
  - L.C.E. LIMITED COMMON ELEMENT
  - POC POINT OF COMMENCEMENT
  - POB POINT OF BEGINNING
  - CO CLEAN OUT
  - DRAINAGE MANHOLE
  - FIRE HYDRANT
  - WATER METER
  - WATER VALVE
  - ELECTRIC TRANSFORMER
  - CATCH BASIN/INLET
  - SANITARY MANHOLE
  - BRICK PAVEMENT
  - CONCRETE WALK

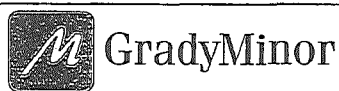
CONSERVATION EASEMENT #14  
(OR 3094, PG 3234)



THIS PLAN MAY HAVE BEEN ENLARGED OR REDUCED FROM INTENDED DISPLAY SCALE FOR REPRODUCTION REASONS

\*THIS IS NOT A SURVEY\*

DRAWN BY:	KJG
CHECKED BY:	DLS
JOB CODE:	WCITCFG
SCALE:	1" = 80'
DATE:	13 FEBRUARY 2015
FILE:	FM12-89-PHASE III
SHEET:	2 of 2



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**PHASE III  
 CIELO AT THE COLONY**

NOT COMPLETE WITHOUT SHEETS 1-2 OF 2