

This instrument was prepared by:
Vivien N. Hastings, Esq.
801 Laurel Oak Drive, #500
Naples, Florida 33963

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FIRST AMENDMENT TO THE
THIRTY-FOURTH SUPPLEMENT
TO THE
DECLARATION AND GENERAL PROTECTIVE COVENANTS
FOR
PELICAN LANDING
(Unit Nineteen, Heron Point)

THIS AMENDMENT is made this 35 day of June, 1995, by PELICAN LANDING COMMUNITIES, INC., formerly Westinghouse Bayside Communities, Inc., a Florida corporation, which was Declarant of that particular AMENDED AND RESTATED DECLARATION AND GENERAL PROTECTIVE COVENANTS FOR PELICAN LANDING and is hereinafter referred to as DECLARANT, to modify that Thirty Fourth Supplement to the foregoing Declaration, which supplement was recorded in Official Records Book 2586, Pages 2725 through 2736, inclusive, in the Public Records of Lee County, Florida ("Supplement").

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 those given in the above-described Supplement; and

WHEREAS, the Supplement provides in Section 3 of Article III that "The DECLARANT may, in its sole discretion, modify, amend, delete, waive or add to this SUPPLEMENT or any part thereof. The power of amendment, however, shall be limited to modification or enlargement of existing covenants which provisions shall not substantially impair the general and uniform plan of development originally set forth herein"; and

WHEREAS, DECLARANT wishes to amend the Supplement to amend the legal description of the NEIGHBORHOOD, which amendment shall not substantially impair the general and uniform plan of development for the NEIGHBORHOOD.

RECORD REPERTED - CHARLIE GIBSON, CLERK
BY: G. SHERWOOD, D.C.

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NOW, THEREFORE, DECLARANT hereby amends the Supplement as follows:

1. Section 6 of Article I is hereby amended to read as follows:

"NEIGHBORHOOD" shall mean and refer to all of Pelican Landing Unit Nineteen, according to the plat thereof, as recorded in Plat Book 56, Pages 36 through 38, inclusive, of the Public Records of Lee County, Florida ("Plat"), less and except Tracts F, G, H, I and J of such Plat.

2. All other terms and conditions of the Supplement not specifically amended hereto shall remain in full force and effect as if fully stated herein.

IN WITNESS WHEREOF, the undersigned has executed this First Amendment as of this 23 day of June, 1995.

WITNESSES:

PELICAN LANDING COMMUNITIES, INC.,
a Florida corporation

[Signature]
Name: WENDY BEVILLE

BY: [Signature]
Douglas L. Schwartz, Vice President

[Signature]
Name: Suzanne Leppitt

STATE OF FLORIDA)
COUNTY OF LEE)

The foregoing instrument was acknowledged before me this 23rd day of June, 1995, by Douglas L. Schwartz, Vice President, of PELICAN LANDING COMMUNITIES, INC., a Florida corporation, on behalf of the corporation. He is personally known to me.



CYNTHIA A. DEVITO
COMMISSION # CC 312854
EXPIRES SEP 7, 1997
Atlantic Bonding Co., Inc.
800-732-2245

[Signature]
Notary Public
My Commission Expires: SEP 7 1997

CHARLIE GREEN LEE CTY FL
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