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This instrument prepared by:
Vivien N. Hastings, Esquire
24301 Walden Center Drive
Bonita Springs, FL 34134

INSTR # 5684981
OR BK 03824 PG 3799
RECORDED 01/16/2003 11:18:24 AM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY
RECORDING FEE 19.50
DEPUTY CLERK L Parent

SEVENTY-EIGHTH SUPPLEMENT
TO THE
AMENDED AND RESTATED DECLARATION
AND GENERAL PROTECTIVE COVENANTS
FOR
PELICAN LANDING

THIS SUPPLEMENT is made this 31 day of October, 2002, by WCI COMMUNITIES, INC., a Delaware corporation, successor by merger of WCI Communities Limited Partnership, successor by merger of Pelican Landing Communities, 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 ("Declarant"), joined by WALDEN E-LEARNING, INC., a Florida corporation, and PELICAN LANDING COMMUNITY ASSOCIATION, INC., a Florida not-for-profit corporation.

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, Declarant is obligated pursuant to the Pelican Landing DRI, State DRI No. 1-9293-121 to construct and dedicate the road improvements and right-of-way for Burnt Pine Drive and Walden Center Drive to Lee County, Florida (collectively the "Burnt Pine Corridor").

WHEREAS, Walden E-Learning, Inc. is the owner of a portion of the Burnt Pine Corridor more particularly described as:

All of Tract "A", Pelican Landing Unit Twenty-four (Walden Center Drive ROW), according to the plat thereof recorded in Plat Book 58, Pages 71 and 72, of the Public Records of Lee County, Florida ("Walden Property").

WHEREAS, Declarant and Walden E-Learning, Inc. intend to deed the Walden Property to Lee County, Florida and to desire withdraw the Walden Property from the lien and encumbrance of the Declaration.

WHEREAS, the DECLARATION provides in Article VIII, Section 4, thereof that "Declarant reserves the right to amend this Declaration at any time, and with the approval of no other Person being required, so long as it holds an unexpired option to expand the community pursuant to this Article VIII, without prior notice and without the consent of any Person, for the purpose of removing certain portions of the Properties then owned by Declarant or its affiliates or the Association from the provisions of this Declaration to the extent originally included in error or as a result of any changes whatsoever in the plans for the Properties desired to be effected by Declarant, provided such withdrawal is not unequivocally contrary to the overall, uniform scheme of development for the Properties, as determined by Declarant.; and

NOW THEREFORE, the Declarant hereby declares that the Walden Property is no longer subject to and encumbered by the Declaration.

IN WITNESS WHEREOF, Declarant, joined by Walden E-Learning, Inc. and Pelican Landing Community Association, Inc. do hereby execute this SUPPLEMENT in their names by their undersigned, authorized officers.

WCI COMMUNITIES, INC,
a Delaware corporation

WITNESSES:

Melanie Sive By Vivien N. Hastings
Print Name: Melanie Sive Vivien N. Hastings
Senior Vice President

Laurely Sitterly
Print Name: LAURELY SITTERLY

STATE OF FLORIDA)
COUNTY OF LEE)

The foregoing instrument was acknowledged before me this 31 day of October, 2002, by Vivien N. Hastings, as Senior Vice President of WCI Communities, Inc., a Delaware corporation, on behalf of the corporation. She is personally known to me.

Laurely Sitterly
Notary Public
Print Name: LAURELY SITTERLY
My Commission expires:



Joined by:

WALDEN E-LEARNING, INC., a Florida corporation

Ann Brecht Castle
Print Name: Ann Brecht Castle

By: *Robert Scales, Jr.*
Print Name: Robert Scales, Jr., President

Linda Mae Clay
Print Name: Linda Mae Clay

STATE OF FLORIDA)
COUNTY OF LEE)

The foregoing instrument was acknowledged before me this 4 day of November, 2002 by Robert Scales, Jr., as President of Walden E-Learning, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me.



Sharon M. Krummel
Notary Public
Print Name: Sharon M. Krummel
My Commission Expires:

Joined by:

PELICAN LANDING COMMUNITY ASSOCIATION, INC., a Florida not-for-profit corporation

Nancy Sherren
Print Name: Nancy Sherren

Marie Martel
Print Name: MARIE MARTEL

By: George S. Gilliland
Print Name: GEORGE S. GILLILAND
Its: PRESIDENT

STATE OF FLORIDA)
COUNTY OF LEE)

The foregoing instrument was acknowledged before me this 9th day of January, 2003 by George Gilliland, as President of the Pelican Landing Community Association, Inc., a Florida not-for-profit corporation. He is personally known to me.

Cynthia Reuter-Zingraff
Notary Public
Print Name: Cynthia Reuter-Zingraff
My Commission Expires:

