

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

EIGHTY-FIFTH SUPPLEMENT
TO THE
AMENDED AND RESTATED DECLARATION
AND GENERAL PROTECTIVE COVENANTS
FOR
PELICAN LANDING

THIS SUPPLEMENT is made this 21 day of FEBRUARY, 2007, 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, Declarant of that particular AMENDED AND RESTATED DECLARATION AND GENERAL PROTECTIVE COVENANTS FOR PELICAN LANDING and is hereinafter referred to as DECLARANT, 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 supplemented; and

WHEREAS, by virtue of that certain Thirty-fourth Supplement to the Amended and Restated Declaration and General Protective Covenants for Pelican Landing (Unit Nineteen – Heron Point), dated February 28, 1995, recorded in O.R. Book 2586, Page 2725, as amended by that certain First Amendment to the Thirty-fourth Supplement to the Amended and Restated Declaration and General Protective Covenants for Pelican Landing (Unit Nineteen, Heron Point), dated June 23, 1995, recorded in O.R. Book 2612, Page 203, all of the Public Records of Lee County, Florida, DECLARANT subjected certain property lying within the area of real property described as Pelican Landing Unit Nineteen, according to the plat thereof, recorded in Plat Book 56, Pages 36 through 38, inclusive, of the Public Records of Lee County, Florida, as more particularly described in Exhibit "A" attached hereto and made a part hereof, to the DECLARATION ("Unit Nineteen Property"); and

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


WHEREAS, the parties hereto desire to withdraw the Unit Nineteen Property from the lien and encumbrance of the DECLARATION.


NOW THEREFORE, the parties hereto hereby declare that the Unit Nineteen Property is no longer subject to and encumbered by the DECLARATION


IN WITNESS WHEREOF, the parties hereto do hereby execute this SUPPLEMENT in their names by their undersigned, authorized officers.

WCI COMMUNITIES, INC,
a Delaware corporation

WITNESSES:

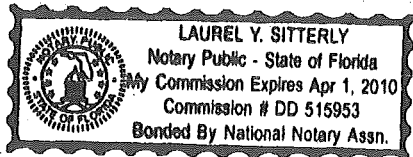

Print Name: MICHELLE A. FAIRWEATHER


By 
Stefan O. Johansson
Vice President


Print Name: LAUREL Y. SITTERLY

STATE OF FLORIDA)
COUNTY OF LEE)

The foregoing instrument was acknowledged before me this 21 day of FEB., 2007, by Stefan O. Johansson, as Vice President of WCI Communities, Inc., a Delaware corporation, on behalf of the corporation. He is personally known to me.




Notary Public
Print Name: LAUREL Y. SITTERLY
My Commission expires:

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

Marie Martel
Print Name: MARIE MARTEL

Gail Shaw
Print Name: GAIL SHAW

By: [Signature]
Print Name: Thomas Sullivan
Its: President

STATE OF FLORIDA)
COUNTY OF LEE)

The foregoing instrument was acknowledged before me this 21st day of February, 2007, by Thomas Sullivan, 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:



CYNTHIA REUTER-ZINGRAFF
MY COMMISSION # DD 220930
EXPIRES: June 13, 2007
Bonded Thru Budget Notary Services

All of Tract "A", PELICAN LANDING UNIT NINETEEN (Pelican Colony Boulevard ROW), according to the plat thereof, as recorded in Plat Book 56, Pages 36 through 38, inclusive, of the Public Records of Lee County, Florida, LESS AND EXCEPT that portion platted as Tract "A", PELICAN LANDING UNIT TWENTY-FOUR, according to the plat thereof, as recorded in Plat Book 58, Pages 71 and 72, of the Public Records of Lee County, Florida;

