

PREPARED BY AND TO BE RETURNED TO:
WCI Communities, Inc.
24301 Walden Center Dr.
Bonita Springs, FL 34134

FOURTH AMENDMENT
TO
TOWN CENTER DECLARATION FOR PELICAN PRESERVE

THIS FOURTH AMENDMENT TO TOWN CENTER DECLARATION FOR PELICAN PRESERVE ("Amendment") is made by WCI Communities, LLC, a Delaware limited liability company authorized to do business in Florida ("Declarant").

WITNESSETH:

WHEREAS, Town Center Declaration for Pelican Preserve (f/k/a Town Center Declaration for Sun City Center Ft. Myers) was recorded on December 7, 2001, in Official Records Book 3535, Page 4496, public records of Lee County, Florida, as amended and supplemented from time to time ("Declaration"); and

WHEREAS, on March 3, 2004, a First Amendment to the Declaration was recorded in O.R. Book 4213, page 1087, of the public records of Lee County, Florida, and on March 12, 2012, a Second Amendment to the Declaration was recorded in Instrument #2012000054183, of the public records of Lee County, Florida;

WHEREAS, on November 6, 2012, a Third Amendment to the Declaration was recorded in Instrument #2012000243290, of the public records of Lee County, Florida ("Third Amendment"), however said Third Amendment was entitled "First Amendment to Town Center Declaration For Pelican Preserve" in error;

WHEREAS, Declarant desires to amend the Third Amendment to correct the scrivener's error in the title of the document referenced above; and

WHEREAS, pursuant to Section 2.4 of the Declaration, the Declarant has the power to undertake the following Amendment without requirement for the consent of any owner or other party; and

NOW, THEREFORE, in consideration of the foregoing, Declarant declares the following:

1. **Recitals**. The foregoing recitals are true and correct and are incorporated as if fully set forth here.
2. **Amendment**. The Third Amendment is hereby amended to be entitled and known as the "Third Amendment to Town Center Declaration For Pelican Preserve."
3. **Severance**. Except as modified by this Amendment, the Declaration remains valid and in full force and effect.

4. **Conflict.** In the event of a conflict between this Amendment and the provisions of the Declaration, the provisions of this Amendment will control.

IN WITNESS WHEREOF, the undersigned, being Declarant, herein has caused this Amendment to be executed by its authorized officer and affixed its corporate seal as of this 3rd day of December, 2012.

WCI Communities, LLC, a Delaware limited liability company

WITNESSES:

Name: Margaret A. Sisk
Print Name: MARGARET A. SISK

By: [Signature]
Name: Paul Erhardt
Title: Senior Vice President
(Corporate Seal)

Name: Ledia Metaj
Print Name: LEDIA METAJ

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 3rd day of December, 2012, by Paul Erhardt, as Senior Vice President of WCI Communities, LLC, a Delaware limited liability company, on behalf of the company. She/He is personally known to me.

My Commission Expires:

Ledia Metaj
(Signature)

(AFFIX NOTARY SEAL)

Name: LEDIA METAJ
(Legibly Printed or Typed)

Notary Public, State of Florida

928264
(Commission Number, if any)



