

Instrument prepared by and after recording return to:

Sean M. Ellis, Esquire
Roetzel & Andress, LPA
2320 First Street, #1000
Fort Myers, Florida 33901

CERTIFICATE OF AMENDMENT
TO
THE SECOND AMENDED AND RESTATED DECLARATION AND GENERAL
PROTECTIVE COVENANTS FOR PELICAN BAY

THE UNDERSIGNED, being the duly elected and acting President of PELICAN BAY FOUNDATION, INC., a Florida not-for-profit corporation, does hereby certify that the following amendment to the Second Amended and Restated Declaration and General Protective Covenants of Pelican Bay, recorded at O.R. Book 4442, Page 3381, Clerk's Instrument No. 4281813, and amended at O.R. Book 5634, Page 1101, Clerk's Instrument No. 5717831, each in the Public Records of Collier County, Florida, was approved by the Board of Directors on March 25, 2022, and approved by the required voting interests of the Members at a duly noticed meeting of the Members on May 6, 2022.

Amendment to Section 2.03:

Additions indicated by underlining.
Deletions indicated by ~~strikethrough~~.

ARTICLE 2 – RIGHTS AND POWERS

(Sections 2.01 and 2.02 remain unchanged)

2.03 ~~Intentionally Deleted.~~ The Foundation, through its Board of Directors, is authorized to acquire title, leaseholds, memberships, and other possessory or use interests in lands and recreational facilities, to provide pickleball or such other enjoyment, recreation, or other use or benefit to the Members, and as contemplated by Section 720.31(6) Florida Statutes.

(Remainder of Article 2 is unchanged)

Witnessed by:

PELICAN BAY FOUNDATION, INC., a Florida not-for-profit corporation

Suzanne Minardi
Print Name: Suzanne Minardi

By: [Signature]
James Hoppensteadt, President

Print Name: _____
STATE OF FLORIDA)
) §:
COUNTY OF COLLIER)

The foregoing instrument was acknowledged before me by means of physical presence, this 5th day of May, 2022, by JAMES HOPPENSTEADT, as President of PELICAN BAY FOUNDATION, INC., a Florida not-for-profit corporation, and he is personally known to me and acknowledged executing the same under authority vested in him by said corporation and the seal affixed thereto is the seal of said corporation.

[NOTARY STAMP/SEAL]

[Signature]
Notary Public
My Commission Expires: 3/22/25

