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(LICENSED IN NEW YORK ONLY)

March 3, 2008

VIA HAND DELIVERY

Ann Cole, Commission Clerk
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RECEIVED-FPSC
08 MAR -3 PM 4:22
COMMISSION
CLERK

Re: Application for certificates to provide water and wastewater service in Hardee and Polk
Counties by TBBT Utility LLC; PSC Docket No. 080103
Our File No. 42064.01

Dear Ms. Cole:

Attached in accordance with the requirements of the Commission Rule 25-30.030 and 25-30.036, Florida Administrative Code are the Affidavits of newspaper publication which were completed on February 21, 2008 as required by rule. These Affidavits are late-filed Exhibit J to the Application.

Should you or any members of the staff have any questions in this regard, please let me know.

Sincerely,
ROSE, SUNDSTROM & BENTLEY, LLP

F. Marshall Deterding
For The Firm

- CMP
- COM
- CTR
- ECR
- GCL
- OPC
- RCA
- SCR
- SGA
- SEC
- OTH

FMD/tms

DOCUMENT NUMBER-DATE

01592 MAR-3 8

FPSC-COMMISSION CLERK

TBBT UTILITY LLC
Proof of Publication (Late-Filed)

DOCUMENT NUMBER-DATE
01592 MAR-38
FPSC-COMMISSION CLERK

EXHIBIT J

AFIDAVIT OF PUBLICATION

The Herald-Advocate

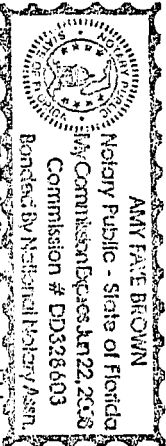
Published Weekly at Wauchula, Florida

STATE OF FLORIDA,
COUNTY OF HARDEE

Before the undersigned authority personally appeared Kim Reas
who on oath says he is the Secretary of The Herald-Advocate, a
newspaper published at Wauchula, in Hardee County, Florida; that the attached copy of advertise-
ment, being a Notice of Application
in the matter of TBBT Utility
in the _____ Court, was published in said newspaper in the issues
of February 21, 2008

Affiant further says that the said Herald-Advocate is a newspaper published at Wauchula, in
said Hardee County, Florida, and that the said newspaper has heretofore been continuously published
in said Hardee County, Florida, each week and has been entered as second class mail matter at the
post office in Wauchula, in said Hardee County, Florida, for a period of one year next preceding the
publication of the attached copy of advertisement; and affiant further says that he has neither paid nor
promised any person, firm or corporation any discount, rebate, commission or refund for the purpose
of securing this advertisement for publication in the said newspaper.

Kim Reas



Sworn to and subscribed before me this 21 day of February
A.D. 20 08.

Amy Faye Brown
Notary Public

My Commission Expires June 22, 20 08

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NOTICE OF APPLICATION FOR ORIGINAL CERTIFICATES

Notice is hereby given on February 21, 2008, pursuant to Section 367.045, Florida Statutes, of the application of TBBT Utility LLC to operate a water and wastewater utility to provide service to portions of the following described territory in Hardee and Polk counties, Florida as follows:

LEGAL DESCRIPTION:

Polk County: That part of the West Half of the Southwest Quarter of Section 33, Township 31 South, Range 25 East, and that part of the East Half of Section 32, Township 31 South, Range 25 East, all lying and being in Polk County, Florida and described as follows: Begin at the Northeast corner of the West Half of the Southwest Quarter of Section 33, Township 31 South, Range 25 East; thence South 00°05'18" East along the east line of said West Half of the Southwest Quarter a distance of 2633.14 feet to the southeast corner of said West Half of the Southwest Quarter; thence South 89°53'39" West along the south line of said West Half of the Southwest Quarter a distance of 870.00 feet; thence North 00°04'54" West a distance of 782.41 feet; thence South 89°53'39" West a distance of 680.22 feet; thence North 34°40'23" West a distance of 677.93 feet; thence North 30°23'48" West a distance of 1538.00 feet to a line 35 feet north of and parallel with the south line of the Northeast Quarter of said Section 32, Township 31 South, Range 25 East; thence North 89°53'49" East along said parallel line a distance of 727.27 feet to the east line of the West Half of the East Half of the Northeast Quarter of Section 32; thence South 00°05'18" East along said east line of the West Half of said East Half of the Northeast Quarter a distance of 35.00 feet to the southeast corner of said West Half of said East Half of the Northeast Quarter; thence North 89°53'49" East along the south line of the East Half of the East Half of the Northeast Quarter a distance of 682.90 feet to the northwest corner of the West Half of the Southwest Quarter of Section 33, Township 31 South, Range 25 East; thence North 89°54'55" East along the north line of said West Half of the Southwest Quarter a distance of 1320.94 feet to the Point of Beginning.

Hardee County:

In Township 33 South, Range 24 East, Hardee County, Florida: SECTION 1: The West 1/2; The West 1/2 of the SW 1/4 of the NE 1/4; The North 1/2 of the NE 1/4 of the SW 1/4 of the NE 1/4; The North 1/4 of the SE 1/4 of the NE 1/4; The NW 1/4 of the SE 1/4; The NE 1/4 of the SW 1/4 of the SE 1/4; The North 1/2 of the NE 1/4 of the NE 1/4 of the NE 1/4. SECTION 2: The NE 1/4 of the NE 1/4 of the NE 1/4 of the North 1,280.4 feet of the East 1/2 of the NE 1/4; The East 1/2 of the NW 1/4; The East 1/2 of the SW 1/4 of the NW 1/4; the part of the SW 1/4 of the SW 1/4 of the NW 1/4 lying south of a ditch centerline, which ditch centerline begins on the west boundary of said SW 1/4 of the SW 1/4 of the NW 1/4 to a point lying 486.75 feet (measured along said west boundary) north of the southwest corner thereof and runs easterly to the east boundary of said SW 1/4 of the SW 1/4 of the NW 1/4 at a point lying 517.78 feet (measured along said east boundary) north of the southwest corner thereof. The South 1/2. SECTION 3: The NE 1/4 of the SE 1/4; LESS East 30 feet thereof. SECTION 11: The NE 1/4 of the NW 1/4; the NW 1/4 of the NE 1/4; the NE 1/4 of the NE 1/4 LESS and except the following two parcels: Commence at the SE corner of the NE 1/4 of the NE 1/4 and run thence West along the South line of said NE 1/4 of the NE 1/4 a distance of 483 feet to P.O.B.; continue thence West along said south line a distance of 150 feet; thence run North, perpendicular to said South line, a distance of 125 feet; run thence East and parallel with said South line a distance of 150 feet; run thence South, perpendicular to said South line a distance of 125 feet to P.O.B.

AND

Commence at the SE corner of said NE 1/4 of the NE 1/4 and run thence West along the South line of said NE 1/4 of the NE 1/4 a distance of 804.44 feet to P.O.B.; continue thence West along said South line, 220 feet; thence run North perpendicular to said South line a distance of 345 feet; run thence East and parallel with said South line a distance of 220 feet; run thence South perpendicular to said South line, a distance of 345 feet to P.O.B.; LESS East 30 feet for road right-of-way.

SECTION 12: The NW 1/4 of the NW 1/4 LESS the following parcel: Begin at the SE corner of East 1/2 of said NW 1/4 of the NW 1/4 of said Section 12; run thence West along the South boundary of said NW 1/4 of NW 1/4 a distance of 417.5 feet; run thence North along a line parallel to the East boundary line of said NW 1/4 of NW 1/4 a distance of 417.5 feet; run thence East along a line parallel to the South boundary line of said NW 1/4 of NW 1/4 a distance of 417.5 feet to the East boundary line of said NW 1/4 of NW 1/4; run thence South along the East boundary line of said NW 1/4 of NW 1/4 to P.O.B.

LESS THE FOLLOWING FOUR PARCELS:

A portion of Sections 1 and 12, Township 33 South, Range 24 East, Hardee County, Florida, described as follows:

Commence at the northwest corner of said Section 12; thence South 00°06'42" East along the west line of the northwest quarter of the northwest quarter of said Section 12 a distance of 413.05 feet to the POINT OF BEGINNING; thence South 89°56'23" East a distance of 502.43 feet; thence North 00°14'36" West a distance of 188.48 feet; thence North 15°34'18" East a distance of 167.40 feet; thence North 34°34'37" East a distance of 159.51 feet; thence South 89°15'00" East a distance of 100.57 feet; thence South 03°11'11" East a distance of 151.48 feet; thence North 89°44'58" East a distance of 489.55 feet; thence North 01°27'10" West a distance of 142.03 feet; thence North 84°06'34" East a distance of 86.64 feet to the east line of the southwest quarter of the southwest quarter of said Section 1; thence South 00°15'09" East along said east line of the southwest quarter of the southwest quarter of the southwest quarter of the southwest quarter of said Section 12; thence South 00°05'09" East along the east line of said northwest quarter of the northwest quarter a distance of 806.20 feet to the north line of the South 417.50 feet of said northwest quarter of the northwest quarter; thence North 89°39'27" West along said north line of the South 417.50 feet of the Northwest quarter of the northwest quarter a distance of 417.51 feet to the west line of the East 417.50 feet of said northwest quarter of the northwest quarter; thence South 00°05'09" East along said west line of the East 417.50 feet of the northwest quarter of the northwest quarter; thence South 00°05'09" East along said west line of the East 417.50 feet of the northwest quarter of the northwest quarter a distance of 417.51 feet to the south line of said northwest quarter of the northwest quarter; thence North 89°39'27" West (erroneously referred to as "thence North 89°39'27" West" in Deed recorded in OR Book 530, Page 41, public records of Hardee County, Florida) along said south line of the northwest quarter of the northwest quarter a distance of 801.38 feet to the southwest corner of said northwest quarter of the northwest quarter; thence North 00°06'42" West along the west line of said northwest quarter of the northwest quarter a distance of 912.10 feet to the POINT OF BEGINNING. Less and Except the West 30.00 feet thereof for Talley Road; Subject to the unrecorded maintained right-of-way for C.R. 684 on the south side.

A portion of Section 11, Township 33 South, Range 24 East, Hardee County, Florida, described as follows:

Commence at the northeast corner of said Section 11; thence South 00°06'42" East along the east line of the northeast quarter of the northeast quarter of said Section 11 a distance of 221.80 feet to the POINT OF BEGINNING; thence continue South 00°06'42" East along said east line of the northeast quarter of the northeast quarter a distance of 1103.35 feet to the southeast corner of said northeast quarter of the northeast quarter; thence South 89°46'25" West along the south line of said northeast quarter of the northeast quarter a distance of 483.00 feet to the east line of the West 150.00 feet of the East 815.00 feet of said northeast quarter of the northeast quarter; thence North 00°06'42" West along said east line of the West 150.00 feet of the East 815.00 feet of the northeast quarter the northeast quarter a distance of 125.00 feet to the north line of the South 125.00 feet of said northeast quarter of the northeast quarter; thence South 89°46'25" West along said north line of the South 125.00 feet of the northeast quarter of northeast quarter a distance of 150.00 feet to the west line of the East 815.00 feet of said northeast quarter of the northeast quarter; thence South 00°06'42" East along said east line of the West 150.00 feet of the East 815.00 feet of said northeast quarter of the northeast quarter; thence South 89°46'25" West along said south line of the South 125.00 feet of the northeast quarter of the northeast quarter a distance of 364.77 feet; thence South 89°33'47" East a distance of 380.57 feet; thence South 45°55'53" East a distance of 48.70 feet; thence South 00°04'32" East a distance of 325.88 feet to the south line of said northwest quarter of the northeast quarter; thence South 89°46'25" West a long said South line of the northwest quarter of the northeast quarter a distance of 418.22 feet to the POINT OF BEGINNING. Subject to the unrecorded maintained right-of-way for C.R. 684 on the south side.

AND ALSO LESS AND EXCEPT THE FOLLOWING PARCELS OF LAND; IN TOWNSHIP 33 SOUTH, RANGE 24 EAST, HARDEE COUNTY, FLORIDA

SECTION 1: The south 30.00 feet of the N 3/4 of the W 1/2; the north 30.00 feet of the S 1/4 of the W 1/2; the west 30.00 feet of the S 1/4 of the W 1/2, LESS, the north 30.00 feet thereof, the north 30.00 feet of the NE 1/4 of the SW 1/4 of the SE 1/4, the south 30.00 feet of the NW 1/4 of the SE 1/4.

SECTION 2: A strip of land 60.00 feet in width the centerline of which being the centerline of the pavement (as it exists on January 1, 1995), for "Payne Creek Road", said road running generally north-south through the center of the N 1/2 of the E 1/2, LESS, any part thereof lying within the north 1280.40 feet of the west 284.00 feet of the NE 1/4 of the NE 1/4, which is intended to be those lands owned by Payne Creek Primitive Baptist Church and Cemetery, AND LESS any part thereof lying in the south 30.00 feet of the N of said Section 2. The south 30.00 feet of the N; the north 30.00 feet of the S 1/4, the west 30.00 feet of the NW 1/4 of the SW 1/4, said west line of the East 615.00 feet of the northeast quarter of the northeast quarter a distance of 125.00 feet to said south line of the northeast quarter of the northeast quarter; thence South 89°46'25" West along said south line of the northeast quarter of the northeast quarter a distance of 188.44 feet to the east line of the West 220.00 feet of the East 1024.44 feet of said northeast quarter of the northeast quarter; thence North 00°06'42" West along said east line of the West 220.00 feet of the East 1024.44 feet of the northeast quarter of the northeast quarter a distance of 345.00 feet to the north line of the South 345.00 feet of said northeast quarter of the northeast quarter; thence South 89°46'25" West along said north line of the South 345.00 feet of the northeast quarter of the northeast quarter to the west line of the East 1024.44 feet of said northeast quarter of the northeast quarter a distance of 220.00 feet; thence South 00°06'42" East along said west line of the East 1024.44 feet of the northeast quarter of the northeast quarter a distance of 345.00 feet to the south line of said northeast quarter of the northeast quarter; thence North 89°46'25" West along said south line of the northeast quarter of the northeast quarter and along the south line of the northwest quarter of the northeast quarter of said Section 11 a distance of 472.60 feet; thence North 01°46'42" West a distance of 303.50 feet; thence North 39°22'58" East a distance of 631.14 feet; thence North 89°50'31" East a distance of 588.11 feet; thence North 89°52'14" East a distance of 531.97 feet to the POINT OF BEGINNING.

Less and Except the East 30.00 feet thereof for Talley Road; Subject to the unrecorded maintained right-of-way for C.R. 684 on the south side.

A portion of Section 11, Township 33 South, Range 24 East, Hardee County, Florida, described as follows:

Begin at the southwest corner of the northwest quarter of the northeast quarter of said Section 11; thence North 00°04'32" West along the west line of said northwest quarter of the northeast quarter a distance of 364.77 feet; thence South 89°33'47" East a distance of 380.57 feet; thence South 45°55'53" East a distance of 48.70 feet; thence South 00°04'32" East a distance of 325.88 feet to the south line of said northwest quarter of the northeast quarter; thence South 89°46'25" West a long said South line of the northwest quarter of the northeast quarter a distance of 418.22 feet to the POINT OF BEGINNING. Subject to the unrecorded maintained right-of-way for C.R. 684 on the south side.

The west 30.00 feet of the following described parcels:

That part of the SW 1/4 of the NW 1/4 of the NW 1/4 lying south of a ditch centerline, which ditch centerline begins on the west boundary of said SW 1/4 of the SW 1/4 of the NW 1/4 at a point lying 486.75 feet (measured along said west boundary) north of the southwest corner thereof and runs easterly to the east boundary of said SW 1/4 of the SW 1/4 of the NW 1/4 at a point lying 517.78 feet (measured along said east boundary) north of the southeast corner thereof.

The east 30.00 feet of the SE 1/4 of the SE 1/4. SECTION 3: The east 30.00 feet of the NE 1/4 of the SE 1/4.

SECTION 11: The east 30.00 feet of the NE 1/4 of the NE 1/4; subject to the right-of-way for County Road 684 along the south side thereof.

SECTION 12: The west 30.00 feet of the NW 1/4 of the NW 1/4; subject to the right-of-way for County Road 684 along the south side thereof.

Any objection to the said application must be made in writing and filed with the Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within thirty (30) days from the date of this notice. At the same time, a copy of said objection should be mailed to the applicant whose address is set forth below. The objection must state the grounds for the objection with particularity.

Marshall Deterding, Esquire
Rosa Sundstrom & Bentley
2548 Blaine Drive
Tallahassee, Florida 32301
(850) 877-6555

AFFIDAVIT OF PUBLICATION

News Chief

Published Daily

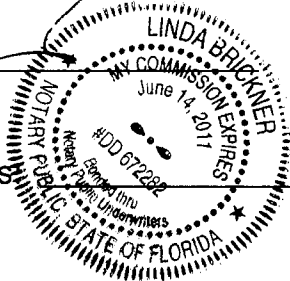
STATE OF FLORIDA
COUNTY OF POLK

Before the undersigned personally appeared **Colleen M. McGee** who on oath says that she is the **Classified Legal Assistant** of the News Chief, a newspaper published at Winter Haven, in Polk County, Florida; that the attached copy of advertisement, being a **Notice of Application for Original Certificates** in the matter of **TBBT Utility LLC** in said newspaper in the issues of **February 21st, 2008**.

Affiant further says that the News Chief is a newspaper published at Winter Haven, in said Polk County, Florida, and that said newspaper has heretofore been continuously published in said Polk County, Florida, daily, and has been entered as second class matter at the post office in Winter Haven, in said Polk County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission, or refund for the purpose of securing this advertisement for publication in said newspaper.

Signed Colleen M. McGee

Sworn to and subscribed before me this **21st** day of **February**, **A.D. 2008** by **Colleen M. McGee** who is personally known to me or who has produced (_____) as identification.

Linda R. Brickner
Notary Public
My Commission Expires _____


DOCUMENT NUMBER - DATE
01592 MAR -3 08
FPSC-COMMISSION CLERK

