



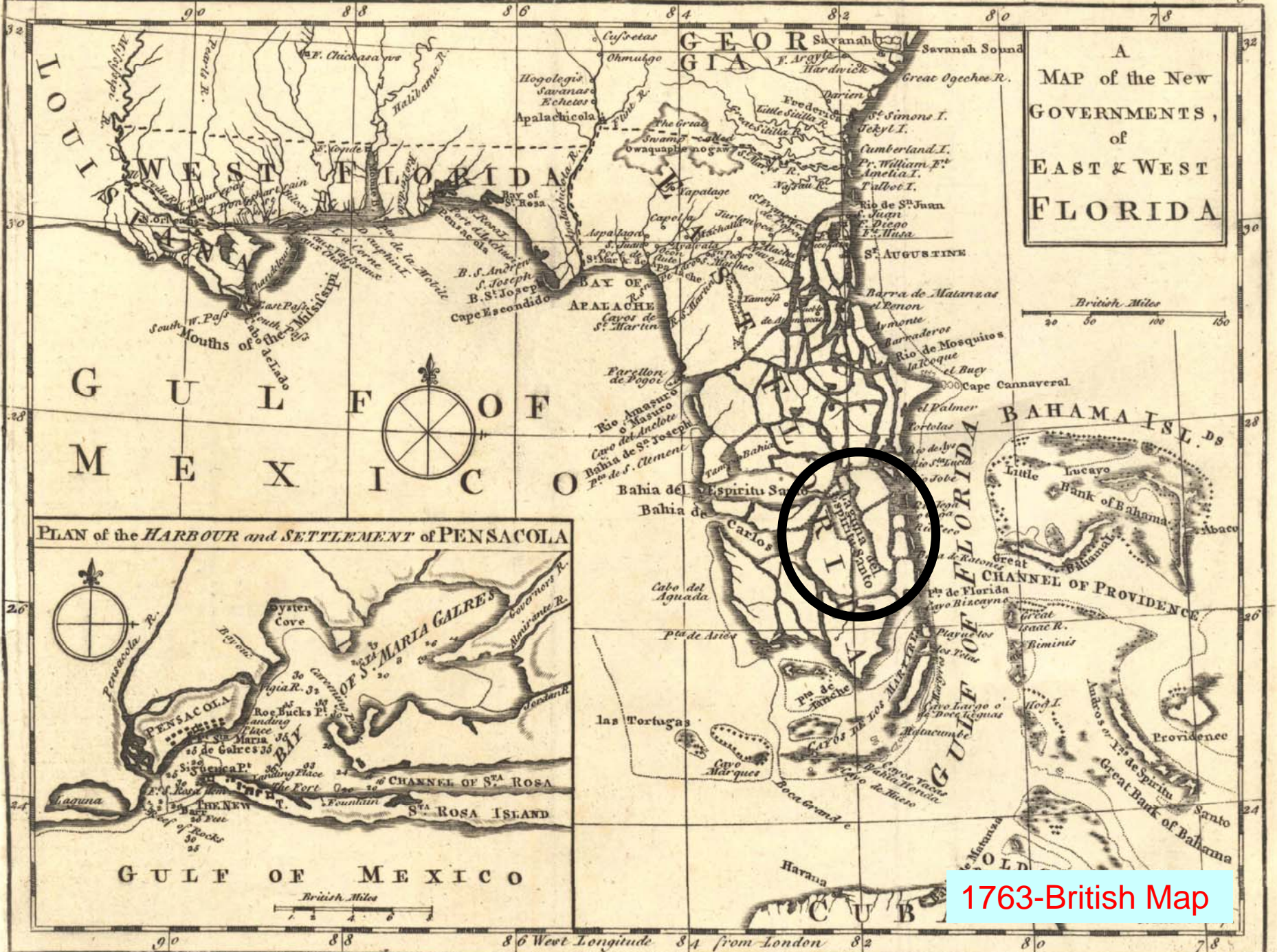
Pumping polluted
water from drainage
canals into Lake
Okeechobee

Supreme Court Test

- Are water bodies meaningfully distinct?
- Is a pollutant being added through a point source?

Meaningfully Distinct

Historical maps always depict Lake Okeechobee and the Everglades as separate and distinct water bodies, with different names.



A
MAP of the New
GOVERNMENTS,
of
EAST & WEST
FLORIDA

British Miles
0 50 100



1763-British Map



itude 84 from London 82 80 78

Santo

R

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SPINA
MILITIA
SANTA
del

Ri

Ri

Ri

o

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B



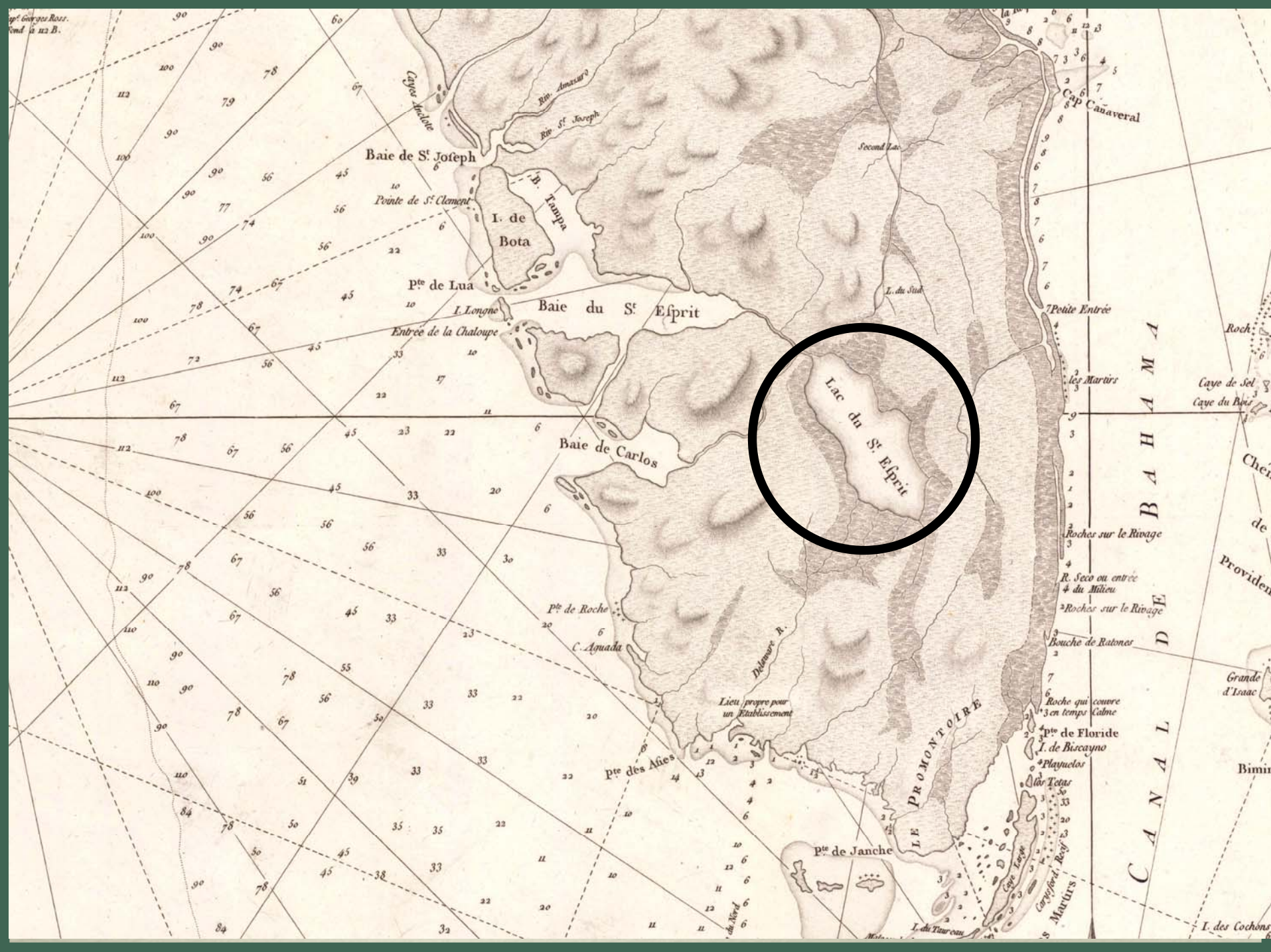
CARTE RÉDUITE
 DES CÔTES ET DE L'INTÉRIEUR
 DE LA PRESQU'ÎLE DE LA FLORIDE,
 avec le Détroit de cette Presqu'île
 et le Canal de Bahama.

Dressée au Dépôt Général des Cartes-Plans et Journaux de la Marine.
 Après différents Voyages.
 POUR LE SERVICE DES VAISSEAUX FRANÇAIS.
 Par Ordre de M. DE MARTINE, Conseiller d'Etat,
 Ministre et Secrétaire d'Etat ayant le Département de la Marine.

DÉTROIT DE LA FLORIDE



1780-French Map





Baie du St. Esprit

I. du Sud

Lac du St. Esprit

Baie de Carlos

Pte de Roche

C. Aguada

Delaware R.

6

6

20

6



1826-Early American Map



27

26

25

West 7 from Washington.

6

5

4

3





1835-Burr
Territorial
Period Map
of Florida



D.A.

100

St. Clements Pt.

Espirita Santo Bay

Alagna

Richlands

Gasparilla Pt.

Charlotte

Harbor BOCCOGRAND

Choosahatche Inlet

Cohoosahatche R.

Punta Rasso

Delaware R.

MONROE

Punta Larga or Capeleman

Gulf S. Juan Cape Bowen

Neuse R.

Raccoon Key

Parthenon Key

Chersones Key

Cape Sentiment

Key Biscayne

White Inlet

Light House

Cape Florida

Fowey Rocks

St. John R.

GULF OF MEXICO

Cape Sable

RICHMOND BAY

Great Inlet

Tortugas Bank

Dry Tortugas

Mud Keys

Winged Key

Key West

Honda Keys

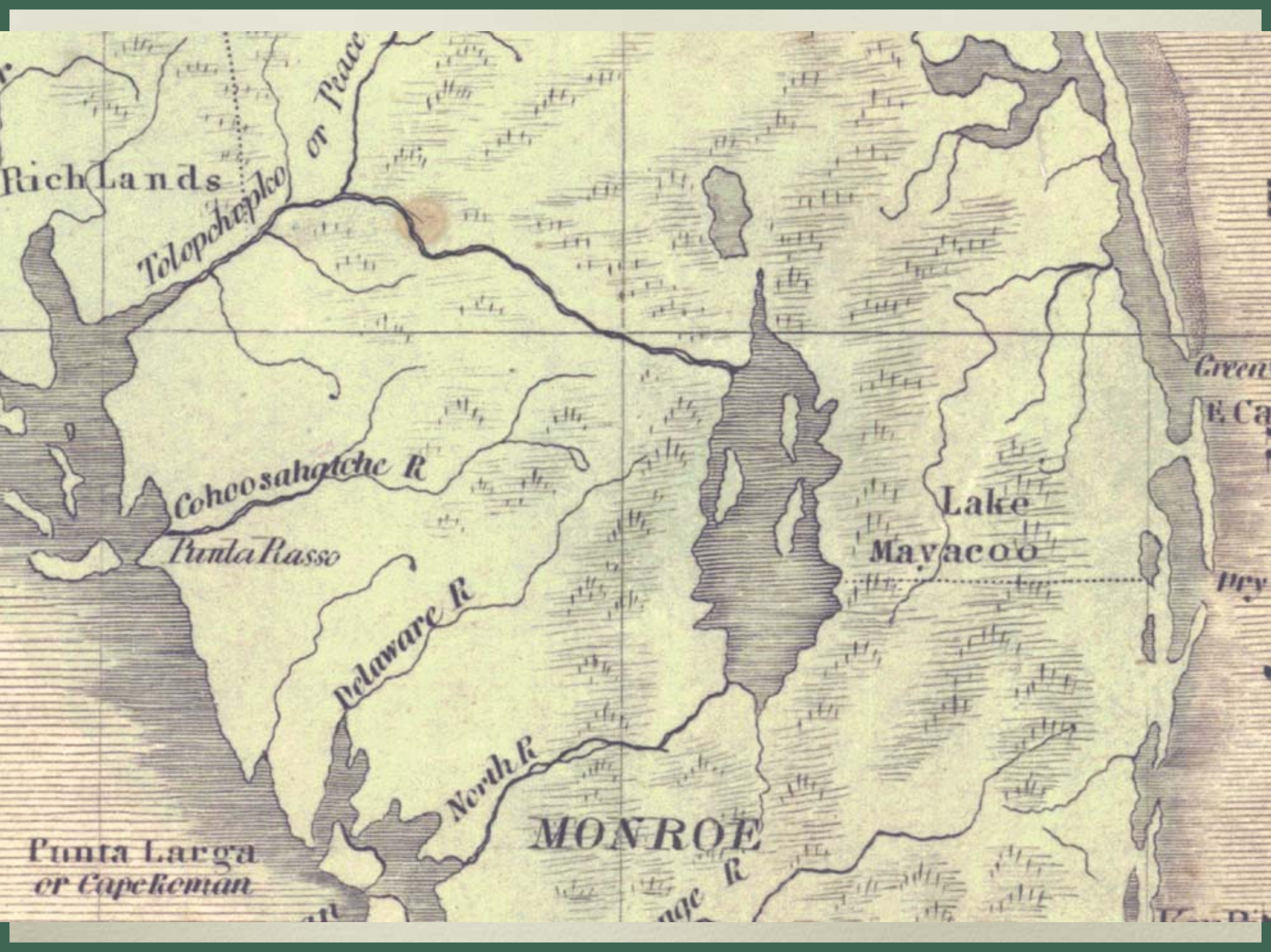
F L O R I D A

26

27

26

25



Rich Lands

Tolopcheplco
or Peace

Cohoosahatche R

Punta Rasso

Delaware R

North R

MONROE

Punta Larga
or *Capelkeman*

Lake
Mayacoo

Green
E. Ca

Dry

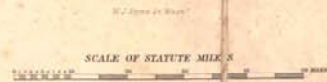
1896-Ives
Military Map

MAP
OF THE
SEAT OF WAR
IN
FLORIDA

COMPILED BY ORDER OF
BY: BRIG^{AD} GEN^L: Z. TAYLOR,
principally from the surveys and reconnaissances
of the Officers of the U. S. Army.

BY CAP^T: JOHN MACKAY AND LIEUT^{ANT}: J. E. BLAKE
U. S. TOPOGRAPHICAL ENGINEERS.

Head Quarters Army of the South. Tampa Bay, Florida. 1839.



In addition to the Maps heretofore published
important information has been obtained from
the following Officers in the compilation of this
MAP.

Capt ^L : Galton Mackay, Lieut ^{ANT} : Linnard Blake,	Topog ^R : Eng ^R
Gunnison & M ^R : Lane	
Lieut ^{ANT} : Lawton U. S. Dragoons	
Capt ^L : J. R. Vinton & Searte, Lieut ^{ANT} : Bainbridge	Artillery
G. Thomas, C. Tompkins & J. M. Ketchum	
Capt ^L : Backus & Rains, Lieut ^{ANT} : Long, Burnett	Infantry
J. W. Anderson, H. Prince & Reynolds	
Lieut ^{ANT} : Caldwell, U. S. Marines	

J. Mackay
Capt^L: Corps Eng^R: Eng^R
J. E. Blake
1ST Lieut. Topog^R: Eng^R



N

I
C
O

District assigned to the Seminoles by the Department of War

LAKE OKECHOBEE OR BIG WATER

PAY-D-A-I-O-K-E-E
OR

28
27
26



District assigned to the Seminoles

Route of Cap. Allens mounted Det. 1838

Route of Col. P. Smiths

Thlothlopka hatcher or fish eating Cr.

Route of Old Canal

Route of Col.

Route of

Column

P. Smiths

Col. P. Smiths

Column

1839

Good Water

Ft Basinger

Ft Loyd

Battle of Okeechobee
25th Dec 1837

Ft Van Swearingen

Column

Route of Col. Taylor

Mound

AL-PATTI OKEECHOBEE SWAMP

Ft Pierce

Gen. Eustis

Ft Jupiter

Locha Hatchee

Column

Jessup's Batts
16th Jan 1837

Indian Ri

HUTCHINSON'S STAND

S. Lucie River

St. Lucie R