points of view

Courts make law, not sense

HERE IS THE sort of news story one might expect to read in the year 2010 V current cases become only precedent.

U.S. District Judge Rick Benslen loday ordered the state Department of Natural Resources to uphold native people's rights in a water flow case.

Benslen rejected the appeal of Frank Kelley, the 85-year-old state attorney general, who pleaded that the matives' demand would break Michigan's budget.

"It is not This Court's day to assess the cost, method of payment or incidence of taxation," he said in his Kalamazoo courtroom. "The money must be someplace. Hather, it is This Court's day only to determine the rights of petitioners. By the way, the state is ordered to pay their legal feet, too."

BENSLEN SAID the state's objection that it would be required to make river water flow upbill was irrelevant.

"Plaintifs live at the top of a bill. Their ancestral treaty rights say they are entitled to have a stream flowing past them. It is This Court's

duty only to enforce those rights, and not to be mired in the minutiae of how DNR will make a river flow uphill." Benstien said.

"The state cites, incorrectly, the case of Farmer McGregor vs. Tuscola County Drain Commissioner, wherein another court held that water was incapable of flowing uphill. ear concerned not with drains but with a matter of low the state DNR makes the river flow uphill is of no concern, consequence or force in matters of jurisprudence. If This Court says a river must flow uphill.

"I would remind the autorney general that he risks being held in contempt in insisting that it may be limited in the county of the count



rules supercede laws of nature, eco-nomics, gravity and popular referen-dums," the judge said.

BENSLEN CITED U.S. District
Court rulings in several 1990-91 cases in which the state of Michigan
was ordered to pay for programs
that broke the budget.
"The Hon. Richard Ensien, on this
same bench, held that it was illegal,
immoral, culturally insessitive, fattening and contrary to court procedure to reduce spending for various
welfare programs.
"That judge was a man of courage. He said so himself, which was
the definitive ruling. His pronouncement was, 'I don't face the electorate in the next months or next year

"That is the precedent This Court will follow. There is no such thing as a 'budget' in the This Court's rules of evidence, and there never will be."

THE NEW ruling follows by a year Benslen's decision ordering equal sunshine in Oakland County

equal sunshine in Oakland County parks.

In that case, filed by Madison Heights residents, the judge ruled that voters had approved a quarter-nill renewal for the Oakland parks and recreation department with the full understanding that the sun would shine daily on the county wave pool.

Benslen found that wealthy user of the county wave pool in Novi were experiencing 75 percent sunny days during summer while lower-income users of the Madison Heights pool replyed only 65 percent sunny days. He jailed all 14 members of the parks and recreation commission until they agreed to install \$1.7 billion in fans that would blow away storm clouds.

Tim Richard reports on the local implications of state and regional nears.

THESE POPPY sellers are part of a loyal contingent who know very well the road to the Allen Park Verearas Hospital, the Ann Arbor facility and the Battle Creek Hospital. Most people have never visited a VA hospital and perhaps never will. But the men and women in them are there because they fought for every one of us. Whatever veterans group poppy you buy, you can be sure the service made possible will be extended to all veterans.

from our readers

Thanks for all the help

Thursday, May 9, 1991 O&E

To the editor:

I wish to thank Loraine McClish and the Farmington Observer for helping to make our AARI Tax-Aide Program — Tax Counseling for the Elderly, a real success.

We completed tax returns for 687 cases. There were 413 federal returns and 1,031 state forms. We answered questions in 96 cases and visited 11 homes to complete tax returns for people who were not able to visit our various sites.

Again, many thanks for placing the notices in the Farmington Observer each week during the tax season.

John J. Antonilli,

John J. Antonilli. local coordinator, Farmington Farmington Hills, Tax-Aide program

DeVries is his candidate

To the editor.

Add my name to the list of former school board candidates who have decided not to run this year in support of Richard DeViris.

We need fiscal responsibility, open-mindedness and positive results. The entire board needs to be replaced. Let's start with Richard DeViris.

Slow down stop noise

To the editor:
I write to express my sympathy for Bob Shukhns of Howard Road and for all residents whose quality of life is diminished by excessive traifice noise along 1-866 and other traific noise along 1-866 and other traific noise along 1-866 and other traific noise along 1-867 and 1-867 and

applicable lower speed limits, would constitute an effective noise-abatement measure, not to mention the benefits in energy conservation, reduced pavement maintenance and enhanced personal safety. R's all available for less than \$15,000/bornelie.

Reginald S. Trotter, Farmington Hills

Cartoonist was off base

Arkie Hudkins cartoon in the May 2 edition is a needless affront to President of the United States. Bush has a popularity rating superior to that of any president of any president of the president of any president to the war in the Persian Gulf.

He made the right decisions. His leadership helped to bring the country a notable victory. John Engler has not accomplished anything to make him a superior choice of graduation day speaker. Hudkins' opinion is certainly one held by a minority of the population. His cartoon on May 2 was a waste of valuable newspaper space.

Jack Talbeau, Farmington Hills

Opinions are to be shared

Opinions and ideas are best when shared with others. That's why the Farmington Observer encourages its readers to share their views with others in the From Our Readers column. Submitting a letter to the editor for publication is easy. Letters should be typewritten or printed legibly and kept to 300 words. Letters must be signed and include the address of the sender. sender.

sender.

Names will be withheld only for the best of reasons, and the decision to do so will be made by the editor.

Letters should be mailed to:

the editor, The Farmington Observer, 21898 Farmington Boad, Farmington 48336.

Wear veterans' poppies with pride veterans. The first ones were sold in 1921 by the Veterans of Foreign Wars to raise money for for French was orphans. These days every veterans group joins in the sale. You'll be seeing members of the VFW, Catholic War Veterans, Polish War Veterans, Jewish War Legion and their auxiliaries with eag on head, canister and popples in hand.

IN THE SEASON of tulips, irises, forsythia and daffodils, I want to add the poppy to my list of significant flowers.

the poppy to my list of significant flowers.
Even though they aren't fragrant flowers.
Even though they aren't fragrant and won't attract flying insets, poppies are fragile, temporary and require immediate attention to enhance their deeper meaning.
Only for a few days can they be found in shopping malls, and on street-conners in the hands of verterant of the nation's wars who sell them to buy a little case for the veterants in hospitals and homes who can't do this for themselves.
Poppy is the common name of a genus of flowers with more than 100 species. One species, wild and red, bloomed in abundance on a French battlefield (second battle of Ypres) of World War I.
The crimson flowers pushing through the soli caught the eye of a Canadian soldier in that war, Col. John McCrac, who was inspired to write the poem "In Flanders Fields." He wrote his poem of hope and re-



mbrance in 1915, and later died

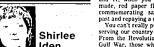
THE POPPIES I buy are made out of paper by disabled veterans. For some this work is their only means of support.
Selling those veterans' poppies in the selling a box of Girl Scout contins.

isn't like sening a 100 of 37.

When you plunk down your coins for the Scouts, you're making a bet on the future of some wholesome youngsters, opening up vistas to give them a better handle on life.

THURSDAY AND Friday, May 16

BUY IT. SELL IT. FIND IT...O & E CLASSIFIEDS



and 17, when you buy a veteranmade, red paper flower, you'll be
commemorating sacrifices of the
syst and repaying a debt.

You can't really put a price tag on
You can't really put a price tag on
You can't really put a price tag on
From the Revolution to the reent
Guif War, those who served in the
mittary knew they were putting
their lives on the line.
After all, the result might be some
-raucous war stories to tell and retell
over the years, but it might also be
the loss of a limb or limbs, an eye or
the mental vigor of a person who
started out in full health and paid
dearly for his or ber service.
Some veterans, mostly from
the victions war, are not card-carrying
American Legionaires, Disabled
American Veterans, Vetwers or
what have you created, neglected and
veiturized, hey't have largely Ignored veteran organizations except
to protest occasionally.

YET ORGANIZED VETERANS

YET ORGANIZED VETERANS have not ignored them. And that's why a poppy sale is taking place. It's not a new idea to sell these red paper flowers to benefit hospitalized

veterans.
You can't eat a poppy, but you can wear it with pride. Shirlee lden is suburban life editor of the Southfield Eccentric.





Sleep & Decorative Pillows 25 - 30% Off

White Goose Down Down & Feather, Feather & Synthetic, Polyester Fills Soft - Medium - Firm

Entire In-Stock Linen Collection 15-50% Off

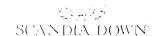
All Wool Mattress Pads

Warm in Winter/Cool in Summer

25% Off

SPECIAL PURCHASE

Patterned Synthetic Polyester Filled Comforters 100% Cotton Shells 30% Off



210 South Woodward (entrance on Merrill) 313/258-6670 Store Hours: 10-5:30 Mon. thru Sat. Till 8 Thurs.



EXPRESSIONS

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