

# UNCLE SAM PLAINTIFF.

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**Claims \$1,385.47 Is Due From Contractor and Bondsmen.**

The United States yesterday brought suit against Michael Fitzgerald and Norris as the firm of Fitzgerald & Norris, and M. Kelley and J. D. Zien for \$1,385.47, alleged to be due the government in relation to the construction of the revetment for the ship canal across Keeweenaw point, Mich.

The complaint states that Fitzgerald & Norris submitted a bid to build the revetment, which bid was accompanied by a guarantee bond signed by Mr. Kelly and Mr. Zien, that the former would enter into contract if their bid was a successful one. Their proposal was successful and the contract was awarded them, but the complaint recites that they failed to carry out the terms of the contract and refused to do the work. The contract was then awarded to Frank P. Tims, of West Duluth, who built the revetment and was paid \$52,365.85, the amount of his original contract. This, however, was \$1,385.47 in excess of the bid submitted by Fitzgerald & Norris, and the government now asks to be given judgment against the firm and their bondsmen for that amount.

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