

judges or judge shall order a venire facias directed to the sheriff of said county, commanding him to summon as jurors, to attend at the next ensuing jury term of said court, the several persons whose names shall be drawn, as aforesaid; and if any such persons are dead, or by sickness or any other cause are unable to attend, or returned *non est* by the sheriff, it shall be the duty of the sheriff to immediately return the fact to the said judges or judge, who shall thereupon cause to be drawn from the compartments of said box for the election district in which said deceased or sick juror resided, in the manner directed, other names in the place or stead of the original who may be dead, disabled or absent, and shall have the name or names of such person or persons so last aforesaid drawn to be inserted in the said venire facias to be summoned as aforesaid; and it shall be the duty of the said sheriff to summon the persons named to make return thereof to said court at the opening of its session; provided, however, that no person, during any calendar year, shall serve as a drawn juror oftener than one term of the court.

1890, ch. 28, sec. 4.

345. On the first day of the term the judges or judge present shall designate one person from the forty-eight names so as aforesaid drawn to be foreman of the grand jury, and after selecting the said foreman and causing the said drawers or compartments to be emptied, the remaining forty-seven names apportioned as near as may be to the several election districts shall be deposited in the said drawers or compartments from which they were respectively drawn, and the clerk shall in presence of the court draw therefrom beginning with the first election district twenty-two names which names together with the foreman so as aforesaid selected shall constitute the grand jury, and the remaining names shall constitute the petit jury; provided, however, that the foreman shall constitute and be counted as one in the apportionment for the election district in which he shall reside, it being the meaning of this act that the grand jury shall be divided as equally as may be between the election districts of said county, and as soon as the grand jury shall have been drawn the several drawers or compartments shall be emptied and the tickets which were taken therefrom in order to provide for the drawing of the grand jury shall be respectively returned to their several drawers or compartments for future use in drawing the juries of said court.

1890, ch. 28, sec. 5.

346. The said judges or any one of them shall have the same power to compel attendance of jurors and shall proceed in all other matters not provided in the preceding sections as under the general law relating to jurors.

1914, ch. 72.

347. Whenever a judge, or the judges, of the Circuit Court of the Counties embraced in the Second Judicial Circuit, draws a jury, he or