

same, forty-eight ballots, one by one, as follows: Eight from drawer number one; eight from drawer number two; six from drawer number three; eight from drawer number four; eight from drawer number five; five from drawer number six, and five from drawer number seven; and the names appearing on the ballots so drawn shall be recorded by the Clerk of said Court in the presence of the said Judge, or Judges, as they are drawn, and immediately thereupon the said Judge, or Judges, shall order a venire facias, directed to the Sheriff of said County commanding him to summon as Jurors, to attend on the first day of the next ensuing term of Court, the forty-eight persons whose names shall be drawn as aforesaid; and if any of the persons so drawn be sick, dead, or not found by the Sheriff, it shall be the duty of the said Sheriff to return the fact to the said Judge, or Judges, who shall thereupon cause to be drawn from the drawers from which the name of the persons so returned sick, dead or not found, was drawn, another name, or names, to take the place of such person sick, dead or not found by the Sheriff, and shall cause the names last as aforesaid drawn to be inserted in said venire facias and summoned as aforesaid, and it shall be the duty of the Sheriff to summon the persons so last drawn and to make return thereof to the Court at the opening of its session; provided, however, that no person shall be drawn and summoned to two successive terms of Court; and provided that the selection, drawing or summoning of any person disqualified by law as a Juror, or otherwise, or who may be drawn from a district in which he does not reside, shall not invalidate the whole drawing, but such error may be corrected by drawing another person from the drawer for the district from which such disqualified, or non-resident, person was drawn, in the place of the person improperly selected and drawn.

1914, ch. 106, sec. 141A.

216. On the first day of the term, the Judge, or Judges, present shall designate one person from the forty-eight names drawn as aforesaid to be Foreman of the Grand Jury and, after selecting the Foreman and causing all drawers in the Jury box to be emptied, the forty-seven names of those remaining of those drawn as Jurors as aforesaid, shall be deposited in the drawers from which they were drawn respectively, and the Clerk of the Court, in its presence, shall draw them therefrom, beginning with drawer number one and taking one name out and recording it and then taking one name from each of the other drawers successively, in the numerical order of the drawers, and recording each name as drawn, and repeating the process until all the names shall have been drawn out and recorded; the first twenty-two persons whose names are so drawn, together with the Foreman previously selected as aforesaid, shall constitute the Grand Jury and the remaining twenty-five shall constitute the Petit Jury for said term of Court. As soon as the Grand Jury and Petit Juries have been drawn, the other ballots which were placed in the box at the time the forty-eight persons were drawn to serve as Jurors, shall be returned to the

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