

constitute the Grand Jury, and the remaining twenty-five names shall constitute the Petit Jury for said term of court; provided, however, that the forman 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 and the Petit Jury shall be divided as equally as may be between the election districts of said county; and as soon as the Grand and Petit Juries shall be drawn, the remaining one hundred and two names shall be respectively returned to their several drawers or compartments for future use in drawing jurors for said term of court.

1904, ch. 184, sec. 5.

265. Whenever a vacancy shall occur in the position of foreman of the Grand Jury, either temporary or permanent, by death, absence, sickness or any other cause, the court shall have power to appoint some other member of the Grand Jury foreman as often as the necessity for such appointment shall occur. If for any reason any person or persons drawn as a Grand Juror or Grand Jurors shall fail to attend and be present at the conclusion of the drawing, or be disqualified or be excused for cause, the court shall forthwith proceed to fill such vacancy or vacancies from the aforesaid remaining number of twenty-five names of those who are present in the order in which said names are drawn from the election district or districts, corresponding with those from which such vacancy may be created, as above, and may thereupon, in its discretion, fill such vacancy or vacancies thus made in the Petit Jury by drawing the necessary number of additional names in the manner prescribed in this Act from the district wherein such vacancy or vacancies may exist.

1904, ch. 184, sec. 6.

266. The Judge or Judges of said court shall have the same power to compel attendance of jurors and shall proceed in all other matters not provided for in this Act as under the General Law relating to jurors.

1914, ch. 72.

267. Whenever a judge, or the judges of the Circuit Court of the Counties embraced in the Second Judicial Circuit, draws a jury, he or they, after selecting from the taxables and voters, as required by law, the list of names to be placed in the box for the drawing, and certifying to the list, shall cause the names on the list to be numbered, commencing with the first name thereon, numbering upwards consecutively, and then, instead of requiring the names on the selected list to be written on ballots and placed in and drawn from the box, the said judge or judges drawing the jury, in his or their discretion, and option and in lieu of such written ballots, may cause the Clerk of the Circuit Court for the County wherein they are to be used to provide a number of white marbles or balls, each of the same size and plainly marked with numbers from one consecutively upwards to the highest number on the selected list of names certified to by said judge or judges, which said marbles or balls shall be placed in the box from which drawings are made in the case where ballots are used;

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