

**609.** If the full panels of jurors for the said several courts shall not be obtained from the jurors so drawn for the several panels of the said courts, as herein provided, or from said reserve, by reason of some of said jurors or reserve being legally disabled or excused from attending, or not being found, or from other causes, the Sheriff, upon being notified by any of said Judges what additional number of jurors is required for the court in which he presides, shall proceed to complete the said panel in which jurors are needed, by summoning in the stead of such jurors such number of persons as said Judge may direct, of the persons whose names are set down in the said jury book next after the regular panels, and after those persons who have been summoned as the reserve hereinbefore provided for; and he shall summon such persons, as near as he can reasonably do so, in the order in which they are set down in said book, and their names shall be called for empaneling in the order in which they appear in said book.

**610.** If at any trial of any cause in any of the several courts as aforesaid, *tales de circumstantibus*, shall be ordered, it shall be the duty of the Sheriff to summon such talesmen, those who are entered in said book and are not upon the regular panels as aforesaid; and such talesmen shall be summoned and called to be sworn or affirmed upon the *voir dire*, or otherwise, in the order in which their names are set down in said jury book, unless the Sheriff or his deputy in that behalf shall swear that he has made true and diligent search for such persons as do not appear, and that they cannot be found, or unless being summoned such persons have failed to appear, or unless the State's Attorney or his deputy, and counsel for the traverser, or the counsel for the parties litigant, with the consent of the court, shall waive said order for summoning and swearing or affirming such talesmen; but if said affidavit shall have been made by said Sheriff or his deputy, or if such persons shall fail to appear after having been summoned as aforesaid, or the said waiver shall be made with the consent of the court, then such of the talesmen as have been properly summoned and have appeared shall be called to be sworn in the order in which their said names are regorded in the jury book aforesaid; or whenever in either of said courts it shall be necessary to summon talesmen,