

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.

141 A. 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 respective drawers in which they were originally placed, for further use in drawing any additional Jurors needed to fill vacancies.

142 A. Whenever a vacancy shall occur in the position of Foreman of the Grand Jury, either temporary or permanent, caused by sickness, death, absence, or by permission of the Court, the Court shall appoint some other member of the Grand Jury to be Foreman thereof during such vacancy. If for any reason any person or persons drawn as a Grand Juror, shall fail to attend the session on the first day thereof and answer to his name at the end of the drawing, or be disqualified, or be excused for cause, the Court shall forthwith proceed to fill such vacancy or vacancies from the remaining number of twenty-five names of those who are present, in the order in which their