

ing by numbers to the forty-eight numbers on the marbles or balls so drawn, and the said numbers shall be duly recorded in the presence of the said judge or judges, who shall forthwith order a venire facias for the persons whose names have been so drawn. The forty-eight marbles or balls drawn shall be placed in separate compartments of the box; the marbles or balls that were not drawn shall remain in the box, or boxes, wherein they were deposited, which shall be locked or sealed, to be used in filling vacancies that may occur in the jury, in the same way they might be filled if the drawing had been made by ballots. And in drawing the Grand Jury the said judge or judges, in his or their discretion, and option, and in lieu of written ballots, may cause the list of jurors who have been summoned and are in attendance on the first day of the term of the court to which they are summoned, to be numbered consecutively upwards from one to forty-eight, and may cause the Clerk of the Court to provide a number of white marbles or balls each of the same size and plainly numbered consecutively upwards from one to forty-eight, which said marbles or balls, except the one bearing the number corresponding to the number given the juror who has been designated as foreman, shall be placed in a box provided for that purpose; after which the Clerk shall, in the presence of the judge or judges, draw from the box in which the balls are placed, in the same order and way that ballots would be drawn, without in any way looking into said box, one by one twenty-two of said marbles or balls, and shall announce the number thereon and the name of the juror on said list whose number corresponds therewith; and the twenty-two jurors whose names correspond by number to the first twenty-two marbles or balls so drawn, together with the juror who, having been already designated as foreman, and whose number has not been placed in the box, shall constitute the Grand Jury for the term; and the jurors whose names and numbers correspond to the remaining twenty-five marbles or balls shall constitute the Petit Jury for the term. The intent and meaning of this Act is not to supersede or repeal the laws now regulating the drawing of juries by ballot, but simply to provide another way of drawing them, leaving the judges in said county free to use either the ballot system or the marble or ball system as may be most convenient and satisfactory to the judge or judges drawing a jury.

SECTION 2. *And be it enacted*, That this Act shall take effect