

Attendance, to be assessed in the County Levy as usual, besides the lawful Fees for Verdicts in civil Cases; and to prevent Partiality by Grand Jurors,

Manner of
choosing the
Grand and
Petit Jurors.

Be it Enacted, That the Name of every Person summoned as a Juror, shall be written in several distinct Pieces of Paper, being as near as may be of equal Size and Bigness, and shall be delivered to the Clerk of Assize, or such other Person as the said Justices shall appoint; and by the care of the Clerk, or such Person as shall be appointed as aforesaid, all rolled up as near as may be in the same Manner, and put into a Glass or Box to be provided for that Purpose, and that the said Justices, in open Court, shall direct to be drawn by some indifferent Person out of the said Glass or Box, a sufficient Number for a Grand Jury, and that such Persons as shall be drawn, and then appear, shall be Grand Jury-men, and none others. *Provided*, That in case any the County Magistrates, or their Clerk, should be drawn, they shall not be of the Grand Jury, but that others shall be drawn in the Place of any Magistrate that should happen to be drawn. And to prevent Partiality in Tryals by Jurors,

Be it Enacted, That the Name of each and every Person, who shall be summoned and impannelled as a Petit Juror, shall be written in several distinct Pieces of Paper, being as near as may be of equal Size and Bigness, and shall be delivered to the Clerk of Assize, or such other Person as the said Justices shall appoint, and by the Care of the Clerk, or such Person as shall be appointed as aforesaid, be all rolled up as near as may be in the same Manner, and put into a Glass or Box to be provided for that Purpose; and when any Cause shall be brought to be tried, some indifferent Person, by Direction of the Court, may and shall, in open Court, draw out Twelve of the said Papers one after another, and if any of the Persons whose Names shall be so drawn, shall not appear, or be challenged and set aside, then such further Number, until the Twelve Persons shall be drawn, who shall appear, and after all Causes of Challenge shall be allowed, as fair and indifferent, and the said Twelve Persons so first drawn, and appearing, and approved as indifferent, their Names being marked in the Pannel, and they being sworn, shall be the Jury to try the same Cause; and the Names of the Persons so named, and drawn, and sworn, shall be kept in some other Box or Glass to be kept for that Purpose, till such Jury shall have given in their Verdict, and the same is recorded, or until such Jury shall by Consent of Partics, or Leave of the Court, be discharged; and then their Names shall be rolled up again, and returned to their former Box or Glass, there to be kept with the other Names remaining at that Time undrawn, and so as often, and as long as any Cause shall remain then to be tried. *Provided always*, That if any Cause shall be brought to Tryal, before the Jury in any other Cause shall have brought in their Verdict, or be discharged, it shall and may be lawful for the Court to order Twelve of the Residue of the said Papers, not containing the Names of any of the Jurors who shall not have brought in their Verdict, or be discharged, to be drawn in such Manner as is aforesaid, for the Tryal of the Cause, which shall be so brought on to be tried: And to the