

from the compartment representing the district in which the foreman originally selected, and so dead, disqualified or excused, resided, may select and appoint any one of the jurors drawn as foreman in place of the foreman so dead, disqualified or excused. And the names so drawn shall be duly recorded by the said judge or judges or by the clerk in his or their presence and under his or their direction, in the order in which they shall be drawn. And thereupon forthwith the said judge or judges shall order a *venire facias* directed to the sheriff of the county, commanding him to summon as jurors to attend at the next ensuing term of said Court the several persons whose names may be drawn as aforesaid; and if any such persons whose names are so drawn and are embraced in said *venire facias* shall be dead, sick or otherwise unable to attend, or shall be absent and therefore not to be found, it shall be the duty of the sheriff forthwith to return the fact of such death, disability or absence to the Court; and the said judge or judges shall thereupon cause to be drawn from said compartments of said box in the manner hereinbefore directed, namely, from the compartment or compartments representing the district or districts from which said juror or jurors, being dead, under disability or absent, was originally drawn, other names in the place and stead of the original persons who may be dead, under disability or absent; and shall cause the name or names of such persons so as last aforesaid drawn to be inserted in the *venire facias* to be summoned as aforesaid. And it shall be the duty of the sheriff to summon the persons named in the *venire facias* and to make return thereof to said Court at the opening of its session.

SEC. 179. Of the seventy-three jurors drawn and summoned the twenty-two names first occurring in the order in which they were drawn, together with the foreman previously chosen, as provided for by section 178 of this act, shall constitute and be the grand jury for the ensuing term of said Court, and the remaining fifty names next in order in the drawing shall constitute and be the petit jury of the said ensuing term of the said Court of the said issuing term of the said Court. And the said judge or judges shall divide the petit jurors into two panels, one of which shall serve during the first week of the said Court and the other during the second week; and the said Court may make such order for the alternate attendance of the said panels during the sessions of the Court as it may deem necessary; the persons who shall in said lists be allotted to serve during the second week shall be exempt from attending said Court during the first week of its session, unless specially