

on said list to be legibly written on ballots of equal size and of the same color and appearance, which shall be closely folded and placed by said judges with their own hands, immediately before the drawing herein provided for, into a cubiform box of the square of twenty-four inches, to be procured for that purpose by the clerk of said court under the direction of said judges; and the said box shall have as many compartments or drawers as there are election districts of the county, and which shall be numbered to correspond with said election districts; and the names of the persons selected as aforesaid shall be placed by the judges in the said compartments or drawers of said box, which shall respectively bear the numbers of the districts where the persons so selected shall respectively reside; and after so depositing the said ballots the said box shall be closed, and the judges shall cause the clerk or one of his deputies, whom the judges shall designate, and who shall not be present at the writing, folding and depositing of said ballots into the box as herein directed, to appear before them, and then and there, in the presence of said judges and such other persons as may choose to be present, to draw, from each compartment of said box, without looking into the same, beginning with the compartment containing the names from the first election district and so on in succession, the number of names apportioned by the said judges to each district until forty-eight ballots shall be drawn; and the names appearing on said ballots as drawn shall be recorded by the clerk in the presence of said judges in the order drawn, and thereupon the judges shall order a *venire facias*, directed to the sheriff of said county, commanding him to summon as jurors to attend at the next ensuing jury term of said court the several persons whose names shall be drawn as aforesaid; and if any such persons are dead or sick, or otherwise unable to attend, or returned *non est* by the sheriff, it shall be the duty of the sheriff to immediately return the fact to said judges, who shall thereupon cause to be drawn from said box, in the manner directed, other names in the place or stead of the original who may be dead, disabled or absent, and shall have the name of such persons so last aforesaid drawn, inserted in the said *venire facias*, to be summoned as aforesaid; and it shall be the duty of the said sheriff to summon the persons named and to make return thereof to said court at the opening of its session.

1916, ch. 640.

96. Whenever a judge, or the judges, of the Circuit Court of the Counties embraced in the First Judicial Circuit, draws a jury, he or they, after selecting from the taxables and voters, as required by law, the list of names to be placed in the box for the drawing, and certifying to the list, shall cause the names on the list to be numbered, commencing with the first name thereon, numbering upwards consecutively, and then, instead of requiring the names on the selected list to be written on ballots and placed in and drawn from the box, the said judge or judges drawing the jury, in his or their discretion, and option and in lieu of such written ballots, may cause the Clerk of the Circuit Court for the County wherein they are to be used to provide a number of white marbles or balls, each of the same