

Holiday, or if they shall have been unable to complete the duty hereby imposed upon them on such first day, proceed to select such names from such Rolls accordingly : Provided always nevertheless, firstly, that they shall in no case select from any of such Rolls, a smaller number of names than what shall be equal to two-thirds of the whole number of names on such Roll, provided there shall be a sufficient number for that purpose on the same qualified and liable to serve in respect of the amount of property for which they shall be assessed on such Roll, and not otherwise wholly disqualified or exempt from serving as Jurors according to the provisions of the fifth, sixth, ninth and tenth sections of this Act, or any of them : And provided also, secondly, that in case of an equality of votes amongst such Selectors of Jurors as to any one or more of the names to be so selected, or as to the Division of the Report of such Selectors in which any such name should be inserted in the distribution of such names as hereinafter provided, or as to any other incidental question which may arise in the performance of the duty hereby imposed upon such Selectors, the Mayor or Townreeve, or in his absence or the vacancy of the office, the City, Town, Village or Township Clerk, or in the absence, or vacancy of the offices of both, then the Assessor whose Roll for the year shall have contained the greatest number of assessed names, and in the case of joint Assessors, the Assessor first named in the appointment of such Assessors shall have a casting or double vote in the decision of the same.

Proviso as to number to be selected.

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Proviso as to case of equal division among the selectors.

XIII. And be it enacted, That the said Selectors of Jurors having made such selection as hereinbefore provided, shall for the purpose of the Report thereof to be by them made as hereinafter provided, distribute the names of the persons so selected from each Roll into four divisions ; the first, to consist of persons to serve as Grand Jurors in the Superior Courts ; the second, of persons to serve as Grand Jurors in the Inferior Courts ; the third, of persons to serve as Petit Jurors in the Superior Courts ; and the fourth, of persons to serve as Petit Jurors in the Inferior Courts, and shall make such distribution according to the best of their judgment as to the relative competency of the parties with reference to the duties to be required of them respectively.

Names of jurors to be distributed into four divisions, and how.

XIV. And be it enacted, That the said Selectors of Jurors shall make such distribution amongst the said four divisions as nearly as may be in the following proportions, relatively to the whole number of persons so selected by them from each of such Rolls for that purpose as aforesaid, that is to say : ~~one ninth as nearly as may be under the first of such divisions ; two ninths as nearly as may be under the second of such divisions ; two ninths as nearly as may be under the third of such Divisions, and four ninths as nearly as may be under the fourth of such Divisions.~~

Proportionate number in each division.

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XV. And be it enacted, That the said Selectors of Jurors shall thereupon make out in duplicate under their hands and seals, or under the hands and Seals of such of them as shall have performed such duty, a report of such Selection and Distribution for every such Township, Village or Ward, which Report shall be as nearly as may be in the form set forth in the Schedule to this Act annexed, marked A, and be filled up agreeably to the directions contained in the notes to such Schedule, to which said Report shall be subjoined a written declaration subscribed by such Selectors of Jurors, stating each for himself, that they had made such Selection and Distribution to the best of their judgment and information pursuant to this Act, and without fear, favour or affection of, to, or for any person or persons whomsoever, gain, reward or hope thereof, other than such fees as they may be lawfully entitled to receive for the same under the authority of this Act ; and one of such ~~Duplicate Reports shall be deposited~~ by such Selectors of Jurors, with the Clerk of the Peace for the County in which such Town, Village or Township shall lie, or within the limits of which such City shall be embraced ; and the other, with the City, Town, Village or Township Clerk of such City, Town, Village or Township respectively, which Clerks respectively, shall keep the same on file in their respective offices for the use and information of ~~all such Sheriffs, High Bailiffs and other Officers, and others Her Majesty's Subjects who may have~~ lawful occasion to examine or make use of the same ; and in the event of the loss or destruction of any such Duplicate Report, by fire or other accident, a copy thereof

Selectors to make duplicate reports in form of Schedule A.

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Declaration to be annexed.

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Where the said reports shall be deposited.

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Renewal if destroyed.