

as executive officer, who shall be next in rank and in succession to command to the captain. The commander shall also command the First Battalion; one lieutenant-commander to act as navigator and ordnance officer, and to command the Second Battalion, who shall be third in rank and in succession to command. To each division there shall be one lieutenant to command the same, one lieutenant (junior grade) and one ensign. The staff shall consist of a surgeon, paymaster, chief engineer and chaplain, each with the rank of lieutenant; an assistant surgeon, assistant paymaster and assistant engineer, each with the rank of ensign, and one ensign to act as aide, all of whom shall be appointed and commissioned by the Commander-in-Chief on the nomination of the captain. The Commander-in-Chief shall prescribe the number and rank of all warrant and petty officers. Warrant officers and petty officers not assigned to a division shall be appointed and examined, and if found qualified, warranted by the captain or commanding officer; divisional petty officers shall be appointed by the commanding officers of the respective divisions, who shall certify the same to the captain or commanding officer; the captain or commanding officer shall thereupon cause an examination of the officers so appointed to be held, and if they shall be qualified, he shall issue warrants accordingly. The rank given in this article to officers of the Naval Brigade is naval rank. The relative rank of officers in said brigade with officers in the United States Army is as follows: Captain, with colonel; commander, with lieutenant-colonel; lieutenant-commander, with major; lieutenant, with captain; lieutenant (junior grade), with first lieutenant; and ensigns, with second lieutenant. The relative position of seamen, ordinary seamen and landsmen shall be that of a private in the United States Army, and the relative positions of petty officers in the said Naval Brigade with non-commissioned officers in the United States Army shall be determined by the Commander-in-Chief.

Warrant and petty officers not assigned, etc.

Relative rank of officers in said Naval Brigade.

12. The officers of the line of the brigade shall be elected as follows: The brigadier-general by the ballots of the field officers of the brigade; provided, that no person shall be eligible to the office of brigadier-general who shall not have served as a commissioned officer during the war or five years in the Army of the United States or in the National Guard; field officers by the ballots of the company officers of the respective regiments; captains and lieutenants of companies, the troop of cavalry, the battery of artillery and the signal corps, by the ballots of the enlisted men of the said respective organizations.

How officers of the line of the brigade shall be elected.