



Fiduciary Allocation

• Attach to Form IT-205

For calendar year 1998, or fiscal year beginning \_\_\_\_\_ 1998, and ending \_\_\_\_\_ 19 \_\_\_\_\_.

Name of estate or trust Employer identification number

Complete this form as follows:

Resident estate or trust with any nonresident beneficiaries

If any of the income distributable to the nonresident beneficiaries is derived from New York State sources, complete Schedules 4, 2, and 3, in that order. Then complete any of Schedules 5, 6, 7, and 8 that apply, as described below.

However, do not complete Form IT-205-A if none of the income distributable to the nonresident beneficiaries is derived from New York State sources, even if other income is distributable to those beneficiaries. In this case, include a statement with Form IT-205 to the effect that the distributable income of the nonresident beneficiaries consists only of income that is not taxable to nonresident individuals.

Nonresident estate or trust and part-year resident trust

Complete Schedules 4, 2, 3, and 1, in that order. Then complete any of Schedules 5, 6, 7, and 8 that apply, as follows:

Schedules 5, 6, 7 and 8 referred to above are to be completed under the following circumstances:

Schedule 5 — If the estate or trust carries on business both in and out of New York State but does not maintain books and records from which the New York income of the business can be determined.

Schedule 6 — If the estate or trust claims a deduction for New York charitable contributions.

Schedules 7 and 8 — If the estate or trust has gains or losses from the sale or disposition of New York property.

Instructions for completing the various schedules of this form are on a separate instruction sheet, IT-205-A-I. If Schedules 6, 7, and 8 are not required to be completed, detach and file only pages 1 and 2 with Form IT-205.

Schedule 1 - Computation of New York tax of a nonresident estate or trust or part-year resident trust. Table with 13 rows and 3 columns: (a) Total federal amount, (b) Amount from city of New York resident period.

Schedule 2 - Fiduciary's and beneficiary's share of income from New York State sources (see instructions)

Schedule 2 table with 4 main columns: (1) Amount, (2) Percentage, (3) Shares of income from New York sources, (4) Shares of fiduciary adjustment. Includes instructions for entering amounts.

Schedule 3 - Nonresident beneficiary's share of income, deduction, and tax preference items from New York State sources (see instructions)

Schedule 3 table with 7 columns: (1) Dividends from New York sources, (2) Short-term capital gain from New York property, (3) Long-term capital gain from New York property, (4) Other taxable income from New York sources, (5) Other deductions from New York sources, (6) Federal amount of tax preference items from New York sources and applicable New York modifications.

Nonresident beneficiaries must report items of income and deduction stated in Schedule 3 on lines 1 through 18 of their New York State returns as items derived from or connected with New York sources.

**Schedule 4 — Details of federal distributable net income and amounts from New York State sources** (see instructions)

		(a) Federal amount	(b) Amount of column (a) from New York sources	(c) Amount of column (a) for city of New York resident period	(d) Amount of column (a) for city of Yonkers resident period
Lines 14 through 30, column (a) are similar to entries on federal Form 1041, page 1.					
<b>Income</b>	14 Interest income .....	14			
	15 Dividends .....	15			
	16 Business income (or loss) (attach copy of federal Schedule C or C-EZ, Form 1040) .....	16			
	17 Capital gain (or loss) (attach copy of federal Schedule D, Form 1041) .....	17			
	18 Rents, royalties, partnerships, other estates and trusts, etc. (attach copy of federal Schedule E, Form 1040) .....	18			
	19 Farm income (or loss) (attach copy of federal Schedule F, Form 1040) .....	19			
	20 Ordinary gain (or loss) (attach federal Form 4797) ..	20			
	21 Other income (state nature of income) .....	21			
	22 Total income (add lines 14 through 21; enter column (a) amount on Form IT-205, front page, item A) .....	22			
	<b>Deductions</b>	23 Interest .....	23		
24 Taxes .....		24			
25 Fiduciary fees .....		25			
26 Charitable deduction .....		26			
27 Attorney's, accountant's and return preparer's fees ..		27			
28 Other deductions (attach schedule; see instructions) ..		28			
29 Total (add lines 23 through 28) .....		29			
30 Adjusted total income (or loss) (subtract line 29 from line 22) ..		30			

Lines 31 through 38, column (a) are similar to entries on federal Form 1041, Schedule B.

31 Adjusted tax-exempt interest .....	31				
32 Net gain shown on Schedule 7, line 75, column (1) (if net loss, enter "0") .....	32				
33 Add lines 52 and 55 of Schedule 6 .....	33				
34 Short-term capital gain included on Schedule 6, line 47 .....	34				
35 If amount on line 17 above is a capital loss, enter amount here (as a positive figure) .....	35				
36 Total (add lines 30 through 35) .....	36				
37 If amount on line 17 above is a capital gain, enter amount here .....	37				
38 Distributable net income (subtract line 37 from line 36) - Enter column (a) amount as total of Schedule 2, column (1) and enter column (b) amount on Schedule 2, column (3) total line .....	38				

**Schedule 5 — Formula basis allocation of business income. Complete if business is carried on both in and out of New York State** (attach list giving locations and descriptions of all places, both in and out of New York State, where you carry on business)

Items Used as Factors		(1) Totals - in and out of New York State	(2) New York State amounts	(3) Percent column (2) is of column (1)
<b>Property percentage</b> (see instructions)				
39 Real property owned .....	39			
40 Real property rented from others .....	40			
41 Tangible personal property owned .....	41			
42 Property percentage (add lines 39, 40, and 41; see instructions) .....	42			%
43 Payroll percentage (see instructions) .....	43			%
44 Gross income percentage (see instructions) .....	44			%
45 Total of percentages (add lines 42, 43, and 44, column (3)) .....	45			%
46 <b>Business allocation percentage</b> (divide total percentage on line 45 by three or by actual number of percentages if less than three) .....	46			%

To determine the amounts from New York sources in Schedule 4, column (b), apply the percentage on line 46 in the manner shown below to each item of income or deduction that is both reported in Schedule 4, column (a), and required to be allocated.

From line number \_\_\_\_\_ \$ \_\_\_\_\_ × \_\_\_\_\_ % = \$ \_\_\_\_\_

If schedules on pages 3 and 4 do not apply, detach and discard pages 3 and 4.

**Schedule 6 — Computation of New York charitable deduction**

<b>47</b>	Amounts paid or permanently set aside for New York charitable purposes from gross income (see instructions) . . . . .			<b>47</b>	
<b>48</b>	Tax-exempt income from sources outside New York State allocable to New York charitable contribution . . . . .	<b>48</b>			
(Complete lines 49 through 52 below only if gain on line 74, column (2), exceeds loss on line 73, column (2).)					
<b>49</b>	Long-term capital gain included on line 47 . . . . .	<b>49</b>			
<b>50</b>	Enter gain on line 74, column (2), minus loss on line 73, column (2) . . . . .	<b>50</b>			
<b>51</b>	Enter gain on line 74, column (3), minus loss on line 73, column (3) . . . . .	<b>51</b>			
<b>52</b>	Enter the amount from line 49, 50, or 51, whichever is less . . . . .	<b>52</b>			
<b>53</b>	Add lines 48 and 52 . . . . .			<b>53</b>	
<b>54</b>	Balance (subtract line 53 from line 47) . . . . .			<b>54</b>	
<b>55</b>	Capital gains for the tax year allocated to corpus and paid or permanently set aside for New York charitable purposes . . . . .			<b>55</b>	
<b>56</b>	Add lines 54 and 55 . . . . .			<b>56</b>	
<b>57</b>	Section 1202 exclusion allocable to capital gains paid or permanently set aside for New York charitable purposes . . . . .			<b>57</b>	
<b>58</b>	Total (subtract line 57 from line 56) . . . . .			<b>58</b>	

**Schedule 7 — Capital gains and losses from sales or exchanges of New York capital assets** (see instructions concerning tangible and intangible personal property carried as business assets)

**Part I — Short-term capital gains and losses — assets of New York property held one year or less**

(a) Kind of property and description	(b) Date acquired (month/day/year)	(c) Date sold (month/day/year)	(d) Gross sales price	(e) Federal cost or other basis, plus expense of sale	(f) Gain (or loss) (d) minus (e)
<b>59</b>					
<b>60</b>	Short-term capital gain (or loss) from installment sales and like-kind exchanges of New York property . . . . .				<b>60</b>
<b>61</b>	Net short-term gain (or loss) from New York property derived from partnerships, S corporations and other trusts or estates . . . . .				<b>61</b>
<b>62</b>	Net gain (or loss) (combine lines 59 through 61) . . . . .				<b>62</b>
<b>63</b>	Short-term capital loss carryover (attach computation) . . . . .				<b>63</b>
<b>64</b>	Net short-term gain (or loss) (combine lines 62 and 63; enter here and on line 73 below) . . . . .				<b>64</b>

**Part II — Long-term capital gains and losses — assets of New York property held more than one year**

<b>65</b>					
<b>66</b>	Long-term capital gain (or loss) from installment sales and like-kind exchanges of New York property . . . . .				<b>66</b>
<b>67</b>	Net long-term gain (or loss) from New York property derived from partnerships, S corporations and other trusts or estates . . . . .				<b>67</b>
<b>68</b>	Capital gain distributions . . . . .				<b>68</b>
<b>69</b>	Enter gain, if any, from Schedule 8, line 81 . . . . .				<b>69</b>
<b>70</b>	Net gain (or loss) (combine lines 65 through 69) . . . . .				<b>70</b>
<b>71</b>	Long-term capital loss carryover from 1997 (attach computation) . . . . .				<b>71</b>
<b>72</b>	Net long-term gain (or loss) (combine lines 70 and 71; enter here and on line 74 below) . . . . .				<b>72</b>

**Part III — Summary of Parts I and II**

	(1) Beneficiaries	(2) Fiduciary	(3) Total
<b>73</b> Net short-term gain (or loss) from line 64, column (f) above . . . . .	<b>73</b>		
<b>74</b> Net long-term gain (or loss) from line 72, column (f) above . . . . .	<b>74</b>		
<b>75</b> Total net gain (or loss) (line 73 and add or subtract line 74) . . . . .	<b>75</b>		

Enter on Schedule 4, line 17, column (b), the net gain shown on line 75, column (3), above. If line 75, column (3), above is a net loss, see instructions.

**Schedule 8 is on page 4.**

**Schedule 8 — Supplemental schedule of gains and losses from New York property**

**Part I — Sales or exchanges of New York property used in a trade or business and involuntary conversions from other than casualty and theft — property held more than 1 year**

Attach a copy of federal Schedule 4684 to report involuntary conversions of New York property from casualty and theft.

(a) Kind of property <i>(if necessary, attach statement of descriptive details not shown below)</i>	(b) Date acquired <i>(month/day/year)</i>	(c) Date sold <i>(month/day/year)</i>	(d) Gross sales price	(e) Federal depreciation allowed (or allowable) since acquisition	(f) Federal cost or other basis, plus improvements and expense of sale	(g) Loss <i>((f) minus the sum of (d) and (e))</i>	(h) Gain <i>((d) plus (e) minus (f))</i>
76							

77	Gain, if any, from federal Form 4684, line 39	77	
78	Section 1231 gain from installment sales from federal Form 6252, line 26 or 37	78	
79	Gain, if any, from federal Form 4797, line 32, from other than casualty or theft	79	
80	Add line 76, column (g) amounts, and lines 76 through 79, column (h) amounts	80	

81	Combine columns (g) and (h) of line 80. Enter gain (or loss) here, and on appropriate line as follows:	81	
	a) If line 81 is a gain, enter the gain as a long-term capital gain on Schedule 7, line 69.		
	b) If line 81 is zero or a loss, enter that amount on line 83.		

**Part II — Ordinary gains and losses from New York property**

(a) Kind of property <i>(if necessary, attach statement of descriptive details not shown below)</i>	(b) Date acquired <i>(month/day/year)</i>	(c) Date sold <i>(month/day/year)</i>	(d) Gross sales price	(e) Federal depreciation allowed (or allowable) since acquisition	(f) Federal cost or other basis, plus improvements and expense of sale	(g) Loss <i>((f) minus the sum of (d) and (e))</i>	(h) Gain <i>((d) plus (e) minus (f))</i>
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82	Ordinary gains and losses not included on lines 83 through 87 <i>(include property held 1 year or less)</i>						

83	Loss, if any, from line 81	83	
84	Gain, if any, from federal Form 4797, line 31	84	
85	Net gain (or loss) from federal Form 4684, lines 31 and 38(a)	85	
86	Ordinary gain from installment sales from federal Form 6252, line 25 and/or line 36	86	
87	Recapture of section 179 deduction	87	
88	Add lines 82, 83, and 85, column (g) amounts, and lines 82 and lines 84 through 87, column (h) amounts	88	( )
89	Combine columns (g) and (h) of line 88. Enter gain (or loss) here and on Schedule 4, line 20, column (b)	89	

If schedules on pages 3 and 4 do not apply, detach and discard pages 3 and 4.

