

PICCOLI KEVIN C
Form 5
February 03, 2005

FORM 5

UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

Check this box if
no longer subject
to Section 16.
Form 4 or Form
5 obligations
may continue.
See Instruction
1(b).
Form 3 Holdings
Reported
Form 4
Transactions
Reported

**ANNUAL STATEMENT OF CHANGES IN BENEFICIAL
OWNERSHIP OF SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934,
Section 17(a) of the Public Utility Holding Company Act of 1935 or Section
30(h) of the Investment Company Act of 1940

OMB APPROVAL

OMB
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1. Name and Address of Reporting Person *
PICCOLI KEVIN C

(Last) (First) (Middle)

THE BANK OF NEW
YORK, ONE WALL STREET

(Street)

NEW YORK, NY 10286

(City) (State) (Zip)

2. Issuer Name **and** Ticker or Trading
Symbol
BANK OF NEW YORK CO INC
[BK]

3. Statement for Issuer's Fiscal Year Ended
(Month/Day/Year)
12/31/2004

4. If Amendment, Date Original
Filed(Month/Day/Year)

5. Relationship of Reporting Person(s) to
Issuer

(Check all applicable)

☐ Director ☐ 10% Owner
☒ Officer (give title below) ☐ Other (specify below)
Chief Auditor

6. Individual or Joint/Group Reporting

(check applicable line)

☒ Form Filed by One Reporting Person
☐ Form Filed by More than One Reporting
Person

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transaction Code (Instr. 8)	4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5)	5. Amount of Securities Beneficially Owned at end of Issuer's Fiscal Year (Instr. 3 and 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)
Common Stock (Par Value \$7.50)	03/01/2004	Â	L	31.82 A \$ 31.4251	15,709.47	D	Â
Common Stock (Par Value \$7.50)	04/01/2004	Â	L	33.18 A \$ 30.143	15,742.65	D	Â

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Common Stock (Par Value \$7.50)	05/06/2004	Â	L	59.77	A	\$ 28.5338	15,802.42	D	Â
Common Stock (Par Value \$7.50)	05/06/2004	Â	L	1.43	A	\$ 30.0356	15,803.85	D	Â
Common Stock (Par Value \$7.50)	06/01/2004	Â	L	35.25	A	\$ 28.3673	15,839.1	D	Â
Common Stock (Par Value \$7.50)	07/01/2004	Â	L	36.15	A	\$ 27.6602	15,875.26	D	Â
Common Stock (Par Value \$7.50)	08/05/2004	Â	L	45.64	A	\$ 26.986	15,920.9	D	Â
Common Stock (Par Value \$7.50)	08/05/2004	Â	L	1.53	A	\$ 28.4064	15,922.42	D	Â
Common Stock (Par Value \$7.50)	09/01/2004	Â	L	35.33	A	\$ 28.3044	15,957.76	D	Â
Common Stock (Par Value \$7.50)	10/01/2004	Â	L	35.52	A	\$ 28.1504	15,993.28	D	Â
Common Stock (Par Value \$7.50)	11/04/2004	Â	L	55.5	A	\$ 31.6187	16,048.78	D	Â
Common Stock (Par Value \$7.50)	11/04/2004	Â	L	1.31	A	\$ 33.2829	16,050.09	D	Â
Common Stock (Par Value \$7.50)	12/01/2004	Â	L	31.77	A	\$ 31.4766	16,081.86	D	Â
	Â	Â	Â	Â	Â	Â		D	Â

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Stock Units 7,297.94
(1)

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

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(9-02)

Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned
(e.g., puts, calls, warrants, options, convertible securities)

1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transaction Code (Instr. 8)	5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. Price of Derivative Security (Instr. 5)	9. of D S B O E I F (I
						Date Exercisable	Expiration Date	Title	Amount or Number of Shares
					(A) (D)				

Reporting Owners

Reporting Owner Name / Address	Relationships
	Director 10% Owner Officer Other
PICCOLI KEVIN C THE BANK OF NEW YORK ONE WALL STREET NEW YORK, NY 10286	Â Â Â Chief Auditor Â

Signatures

Kevin C. Piccoli 02/03/2005
**Signature of Reporting Person Date

Explanation of Responses:

* If the form is filed by more than one reporting person, see Instruction 4(b)(v).

** Intentional misstatements or omissions of facts constitute Federal Criminal Violations. See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

(1) Represents number of stock units held in employer's stock fund in The Bank of New York Company, Inc. Employee Savings and Investment Plan, formerly the Profit Sharing Plan, as of December 31, 2004.

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