

BANK OF NEW YORK CO INC

Form 4

November 01, 2005

**FORM 4****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).

**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

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response... 0.5

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
GIBBONS THOMAS P

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

5. Relationship of Reporting Person(s) to  
Issuer

(Check all applicable)

(Last) (First) (Middle)  
ONE WALL STREET  
(Street)

3. Date of Earliest Transaction  
(Month/Day/Year)  
10/31/2005

\_\_\_\_ Director \_\_\_\_ 10% Owner  
\_\_\_\_X\_\_\_\_ Officer (give title below) \_\_\_\_ Other (specify below)  
SEVP of The Bank of New York

NEW YORK, NY 10286

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

6. Individual or Joint/Group Filing(Check  
Applicable Line)  
\_\_\_\_X\_\_\_\_ Form filed by One Reporting Person  
\_\_\_\_ Form filed by More than One Reporting  
Person

(City) (State) (Zip)

**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 Following Reported Transaction(s) (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)	03/25/2005		L	V 0.24 A	\$ 27.6387	205,535.62	D
Common Stock (Par Value \$7.50)	03/25/2005		L	V 7.58 A	\$ 29.0934	205,543.2	D
Common Stock (Par Value \$7.50)	04/01/2005		L	V 21.78 A	\$ 27.5437	205,564.99	D

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Common Stock (Par Value \$7.50)	05/05/2005	L	V	15.85	A	\$ 27.1719	205,580.84	D
Common Stock (Par Value \$7.50)	05/05/2005	L	V	30.9	A	\$ 28.6021	205,611.73	D
Common Stock (Par Value \$7.50)	06/01/2005	L	V	14.49	A	\$ 26.119	205,626.22	D
Common Stock (Par Value \$7.50)	07/01/2005	L	V	14.53	A	\$ 27.5348	205,640.75	D
Common Stock (Par Value \$7.50)	08/04/2005	L	V	14.61	A	\$ 29.0276	205,655.36	D
Common Stock (Par Value \$7.50)	08/04/2005	L	V	30.58	A	\$ 30.5554	205,685.94	D
Common Stock (Par Value \$7.50)	09/01/2005	L	V	13.71	A	\$ 29.1691	205,699.66	D
Common Stock (Par Value \$7.50)	10/03/2005	L	V	21.51	A	\$ 27.8942	205,721.17	D
Common Stock (Par Value \$7.50)	10/31/2005	S		5,000	D	\$ 31.2001	200,721.17	D
Common Stock (Par Value \$7.50)	10/31/2005	S		5,000	D	\$ 31.2101	195,721.17	D
Common Stock (Par Value \$7.50)	10/31/2005	S		5,000	D	\$ 31.2702	190,721.17	D
	10/31/2005	S		5,000	D		185,721.17	D

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Common Stock (Par Value \$7.50)					\$ 31.2701			
Common Stock (Par Value \$7.50)	10/31/2005	S	5,000	D	\$ 31.2501	180,721.17	D	
Common Stock (Par Value \$7.50)	10/31/2005	S	5,000	D	\$ 31.2401	175,721.17	D	
Common Stock (Par Value \$7.50)	10/31/2005	S	1,993	D	\$ 31.25 <u>(1)</u>	173,728.17	D	

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

**Persons who respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB control number.**

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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. Number of Derivative Securities Beneficially Owned Following Reported Transaction (Instr. 6)
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares

## Reporting Owners

Reporting Owner Name / Address	Relationships
	Director 10% Owner Officer Other
GIBBONS THOMAS P ONE WALL STREET	SEVP of The Bank of New York

NEW YORK, NY 10286

## Signatures

Thomas P.  
Gibbons

11/01/2005

\_\_\_\_\_  
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) On August 1, 2005 the reporting person disposed of 105.6744 stock units in the employer's stock fund in The Bank of New York Company, Inc. Employee Savings and Investment Plan, formerly the Profit Sharing Plan (Transaction Code I) at \$6.3052 per unit.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure.

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