#### Edgar Filing: CUNNINGHAM T JEFFERSON III - Form 4

#### **CUNNINGHAM T JEFFERSON III**

Form 4

January 05, 2005

## FORM 4

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

2. Issuer Name and Ticker or Trading

M&T BANK CORP [MTB]

Check this box if no longer

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF subject to **SECURITIES** Section 16. Form 4 or

Form 5 Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, obligations Section 17(a) of the Public Utility Holding Company Act of 1935 or Section may continue. 30(h) of the Investment Company Act of 1940 See Instruction

Symbol

1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person \*

**CUNNINGHAM T JEFFERSON III** 

Clast   Clommon   Clommo										(Clicci	k an applicable	9	
C/O M&T BANK, 289-291 MAIN   O1/03/2005   Selective   Condition   Common Stock   Common Stock	(Last)	(First)	(Middle)	3. Date o	f Earlie	st Tr	ansaction						
City   Street   Str				(Month/I	Day/Yea	ır)							
MALL   (Street)   4. If Am-Indiment, Date Original Filed(Month/Day/Year)   5. Individual or Joint/Group Filing(Check Applicable Line)   X_Form filed by One Reporting Person   Form filed by More than One Reporting Person   Form f	C/O M&T 1	BANK, 289-291	MAIN	01/03/2	005						er (specify		
Common Stock   Comm		•								below)	below)		
POUGHKEEPSIE, NY 12601-3107	WIT YEL												
City   City   City   City   City   City   City   Common   Common		(Street)		4. If Ame	endment	t, Da	ite Origina	ıl		6. Individual or Jo	int/Group Filin	g(Check	
City   City   City   City   City   City   City   City   Common Stock   City				Filed(Mo	nth/Day/	Year	)			Applicable Line)			
City							<b>,</b>			**	One Reporting Pe	rson	
City   (State   City   City	DOLIGHKE	EDCIE NV 126	501 2107										
1. Title of Security (Instr. 3)	POUGHKE	EEFSIE, N I 120	01-3107							Person			
1. Title of Security (Instr. 3)	(City)	(State)	(Zin)			_		~					
Security (Instr. 3)	(City)	(State)	(Zip)	Tab	le I - No	on-D	erivative	Secui	rities Acqu	ired, Disposed of	, or Beneficial	ly Owned	
Security (Instr. 3)	1.Title of	2. Transaction Da	te 2A. Deer	ned	3.		4. Securi	ties A	cauired	5. Amount of	6.	7. Nature of	
Common Stock   12/17/2004   Common Stock   01/03/2005   Common Stock   01/03/2005   Common Stock   Common Stock   01/03/2005   Common Stock   01/03/2005   Common Stock   01/03/2005   Common Stock   Common Stock   01/03/2005   Common Stock   01/03/2005	Security				Transa	actio				Securities	Ownership	Indirect	
Common Stock   12/17/2004   Common Stock   01/03/2005   A(2)   A(2)   A(3)	•	` ,						•		Beneficially	•	Beneficial	
Common Stock   12/17/2004   Common Stock   01/03/2005   A(2)   A(2)   A(3)	· · · ·			Day/Year)	(Instr.	8)	,				(D) or	Ownership	
Common Stock 12/17/2004 G V 20 D D D 10,764 D  Common Stock 01/03/2005 A 2 V 20 D D 10,784 D  Common Stock 01/03/2005 A 3 S 107.84 D  Common Stock 01/03/2005 D D D D D D D D D D D D D D D D D D										Following	Indirect (I)	(Instr. 4)	
Common Stock       12/17/2004       G       V       20       D       Ω       10,764       D         Common Stock       12/17/2004       G       V       20       D       Ω       10,744       D         Common Stock       01/03/2005       A(2)       45       A       \$ 10,789       D         Common Stock       324       I       401(k) Plan (3)         Common       130       I       By IRAs								(4)		Reported	(Instr. 4)		
Common Stock       12/08/2004       G       V       Amount (D)       Price (Instr. 3 and 4)         Common Stock       12/17/2004       G       V       10       D       10,764       D         Common Stock       01/03/2005       A(2)       45       A       \$ 10,789       D         Common Stock       Stock       324       I       401(k) Plan (3) Plan (3)         Common       Stock       130       I       By IR As								` ′		Transaction(s)			
Common Stock       12/08/2004       G V 10 D D D D D D D D D D D D D D D D D D					C 1	<b>3</b> 7			ъ.	(Instr. 3 and 4)			
Stock 12/08/2004 G V 10 D D 10 10,764 D  Common Stock 12/17/2004 G V 20 D D 10 10,744 D  Common Stock 01/03/2005 A(2) 45 A \$ 10,789 D  Common Stock 130 L By IR As	C				Code	V	Amount	(D)	Price				
Common Stock         12/17/2004         G V 20 D D D D D D D D D D D D D D D D D D		12/08/2004			G	V	10	D	(1)	10 764	D		
Stock 12/17/2004 G V 20 D D 10,744 D  Common Stock 01/03/2005 A S 107.84 10,789 D  Common Stock 324 I 401(k) Plan (3)  Common 130 L By IR As	Stock	12/00/2001			Ü	•	10			10,701	D		
Stock 12/17/2004 G V 20 D D 10,744 D  Common Stock 01/03/2005 A S 107.84 10,789 D  Common Stock 324 I 401(k) Plan (3)  Common 130 L By IR As	C												
Common Stock         O1/03/2005         A(2)         45         A         \$ 107.84         10,789         D           Common Stock         324         I         401(k) Plan (3) Plan (3)           Common         130         I         By IR As		12/17/2004			G	V	20	D	(1)	10 744	D		
Stock 01/03/2005 A 45 A 107.84 10,/89 D  Common Stock 324 I 401(k) Plan (3)  Common 130 I By IRAs	Stock	12/1//2001			Ü	•		_	_	10,7 11			
Stock 01/03/2005 A 45 A 107.84 10,/89 D  Common Stock 324 I 401(k) Plan (3)  Common 130 L By IR As	C								ф				
Common 324 I 401(k) Plan (3) Common 130 I By IR As		01/03/2005			$A^{(2)}$		45	Α	\$	10.789	D		
Stock  Stock  Plan (3)  Power 1	Stock				_				107.84	,,			
Stock  Stock  Plan (3)  Power 1	Common											401(1-)	
Common 130 I By IR As										324	I	* *	
130 I By IRAs	Stock											Plan (3)	
130 I By IRAs	Common												
SIOCK										130	I	By IRAs	
	Stock											•	

**OMB APPROVAL** 

3235-0287

January 31,

2005

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**OMB** 

Number:

Expires:

response...

5. Relationship of Reporting Person(s) to

(Check all applicable)

Issuer

Estimated average

burden hours per

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

Persons who respond to the collection of SEC 1474 information contained in this form are not required to respond unless the form displays a currently valid OMB control number.

(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)	4. Transacti Code (Instr. 8)	5. onNumber 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 A Underlying S (Instr. 3 and	Securities	8. Price of Derivative Security (Instr. 5)
			Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares	
Phantom Common Stock Units	<u>(4)</u>				<u>(4)</u>	<u>(4)</u>	Common Stock	<u>(4)</u>	

## **Reporting Owners**

Reporting Owner Name / Address	Relationships					
	Director	10% Owner	Officer	Other		
CUNNINGHAM T JEFFERSON III C/O M&T BANK 289-291 MAIN MALL POUGHKEEPSIE, NY 12601-3107	X					

# **Signatures**

By: Brian R. Yoshida, Esq. 01/05/2005 (Attorney-In-Fact)

> \*\*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).
- The reported transaction involves a transfer of securities by gift for which no payment of consideration was received by the reporting **(1)**
- (2) Stock received in lieu of cash fees pursuant to the M&T Bank Corporation Directors' Stock Plan.

Reporting Owners 2

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- (3) The information presented is as of December 31, 2004.
- The reported phantom common stock units are held by the reporting person in an excess benefit plan account maintained by M&T Bank Corporation and represent a like number of shares of M&T Bank Corporation common stock. The phantom common stock units may only be settled in cash upon a distribution in accordance with the terms of the plan. The reported phantom common stock units also include

units acquired through the dividend reinvestment feature of the plan.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.