

**Declaration Of Estimated Income Tax For Estates And Trusts**

**GENERAL INSTRUCTIONS**

**1. PURPOSE OF DECLARATION** — This declaration provides a basis for currently paying the income tax of estates and trusts. This form is to be used by estates and trusts required to file Form N-40, if the estate or trust expects a tax liability of \$500 or more for the taxable year. Trusts required to file Form N-70NP must use Form N-3, Declaration of Estimated Income Tax for Corporations. See Form N-70NP instructions for an Estimated Tax Computation Schedule.

**2. ESTATES AND TRUSTS WHICH MUST MAKE A DECLARATION** — A declaration of estimated tax must be made by every estate or trust unless excused from filing under section 235-97(a)(6), HRS, which provides that a declaration of estimated tax and the payment of estimated tax are not required if the tax liability of an estate or trust is less than \$500 and can expect its withholding and tax credits to be less than the smaller of:

- 1. 60% of the tax shown on the 2007 tax return; or
- 2. 100% of the tax shown on the 2006 tax return.

However, if a return was not filed for 2006 or that return did not cover a full 12 months, item 2 does not apply. Estates, and certain trusts (see federal Form 1041-ES), are only required to make estimated tax payments for any tax year ending 2 or more years after the decedent's death. In addition to the declaration, an estate or trust must file an annual income tax return after the close of its taxable year. At that time, the balance of tax due, if any, over the amount paid as estimated tax must be paid in a single payment with the tax return.

**3. WHEN AND WHERE TO FILE DECLARATION AND PAY ESTIMATED TAXES** — The payment vouchers that the estate or trust files serve as its declaration of estimated income tax. The declaration of estimated tax for an estate or trust using a calendar tax year must be filed on or before April 20, following the close of the preceding tax year. An estate or trust using a fiscal (not calendar) tax year must file its declaration by the 20th day of the fourth month following the close of the preceding tax year.

Payment of the estimated tax due may be made in full at the time the declaration is made or may be paid in four equal amounts which are due on April 20, June 20, September 20, and January 20, for calendar year taxpayers and on the 20th days of the fourth, sixth, ninth, and thirteenth months following the close of the preceding tax year for fiscal year taxpayers. If at least two-thirds of gross income for 2006 or 2007 is from farming or fishing, only one estimated payment of at least 60% of the tax due is required to be paid by January 20, 2008. If any due date falls on a Saturday, Sunday, or legal holiday, use the next regular work day. A check or money order, drawn on a U. S. bank in U.S. funds, in payment of the tax should be made payable to the "Hawaii State Tax Collector". Include the Federal Employer I. D. Number (FEIN) of the estate or trust and the notation "2007 Form N-5" on the check or money order. **Do not send cash.**

In some cases, such as a change in income, it may be necessary to file a declaration after April 20th.

**If the requirement is met after:**

- April 1 and before June 2,
- June 1 and before September 2,
- September 1,

**the filing date is:**

- June 20
- September 20
- January 20

The declaration and payments must be filed with the Hawaii Department of Taxation at P.O. Box 1530, Honolulu, HI 96806-1530.

**4. AMENDED DECLARATIONS** — In the making of a declaration, an estate or trust must take into account the then existing facts and circumstances as well as those reasonably anticipated relating to prospective gross income and allowable deductions for the taxable year. An amended or revised declaration may be made in any case in which the estate or trust estimates that its gross income and deductions will materially change the estimated tax reported on an earlier declaration. Make the amendment on the next quarterly payment date, and pay the estimated tax or amount remaining unpaid in equal installments on that and the succeeding quarterly payment dates.

**5. PENALTY** — In the case of any underpayment of estimated tax, there may be added to the tax, an amount determined at the rate of  $\frac{1}{12}$  of 1% a month, or fraction of a month, on the amount of tax underpaid as provided under section 235-97(f), HRS. Willful failure to make a required declaration of estimated tax is an offense punishable as provided by section 235-105, HRS. *The penalty for the underpayment of estimated taxes as provided under section 235-97(f), HRS, will be enforced. See Form N-210, Underpayment of Estimated Tax by Individuals and Fiduciaries, for more information.*

**ESTIMATED TAX COMPUTATION WORKSHEET**

1. Enter the total expected 2007 taxable income of the fiduciary (Form N-40).....	<b>1</b>		
2. Net capital gain taxable to the estate or trust. If this line is zero, go to line 9.....	<b>2</b>		
3. Difference — line 1 minus line 2 .....	<b>3</b>		
4. Enter the greater of line 3 or \$20,000 .....	<b>4</b>		
5. Tax on amount on line 4. If line 4 is \$20,000, enter \$1,128.00. See Tax Rate Schedule below .....	<b>5</b>		
6. Difference — line 1 minus line 4 .....	<b>6</b>		
7. Multiply the amount on line 6 by 7.25% ..	<b>7</b>		
8. Tax — add lines 5 and 7 .....	<b>8</b>		
9. Tax on the amount on line 1.....	<b>9</b>		
10. Enter the smaller of line 8 or line 9.....	<b>10</b>		
11. Estimated available tax credits.....	<b>11</b>		
12. Estimated tax due — line 10 minus line 11 .....	<b>12</b>		
13. If the first required payment voucher is due April 20, 2007, enter $\frac{1}{4}$ of the amount on line 12 here and on the payment voucher.....	<b>13</b>		

**NOTE: If a declaration is not required at this time, it may be necessary to file one at a later date. See General Instructions item 3.**

**2007 TAX RATE SCHEDULE FOR ESTATES AND TRUSTS**

<b>If the taxable income is:</b>	<b>The tax shall be:</b>
Not over \$2,000 .....	1.4% of taxable income
Over \$2,000 but not over \$4,000 .....	\$28.00 plus 3.2% of excess over \$2,000
Over \$4,000 but not over \$8,000 .....	\$92.00 plus 5.5% of excess over \$4,000
Over \$8,000 but not over \$12,000 .....	\$312.00 plus 6.4% of excess over \$8,000
Over \$12,000 but not over \$16,000 .....	\$568.00 plus 6.8% of excess over \$12,000
Over \$16,000 but not over \$20,000 .....	\$840.00 plus 7.2% of excess over \$16,000
Over \$20,000 but not over \$30,000 .....	\$1,128.00 plus 7.6% of excess over \$20,000
Over \$30,000 but not over \$40,000 .....	\$1,888.00 plus 7.9% of excess over \$30,000
Over \$40,000 .....	\$2,678.00 plus 8.25% of excess over \$40,000

## MAILING ADDRESS

Hawaii Department of Taxation  
P.O. Box 1530  
Honolulu, Hawaii 96806-1530  
(830 Punchbowl Street)

## IMPORTANT NOTE

It is very important that you **do not** submit a photocopy of this form. The photocopy process produces an image that is smaller than the original image which may result in a voucher that cannot be read by the machines that are used to help process your payment.

- - - - - DETACH HERE - - - - -					DO NOT WRITE OR STAPLE IN THIS SPACE
Form	Tax Year	<b>STATE OF HAWAII — DEPARTMENT OF TAXATION</b>			
<b>N-5</b>	<b>2007</b>	<b>ESTIMATED INCOME TAX FOR ESTATES AND TRUSTS</b>			
<small>(Rev. 2006)</small>		<b>Voucher 1</b>			
<small>THIS VOUCHER IS DUE ON OR BEFORE THE 20th DAY OF THE 4th MONTH OF THE TAXABLE YEAR.</small>					
<b>DO NOT SUBMIT PHOTOCOPIES OF THIS FORM</b>					
<input type="checkbox"/> Check this box if this is a change of address.					
				<b>PNT</b>	<b>INT</b>
Name of Estate or Trust			FEIN		
Db a or C/O					
Address				Suite number	
City, town, or post office	State	ZIP Code	Country	For office use only	
<b>Tax Year Ending (MM/DD/YY)</b>					
<b>Amount of Payment</b>					
\$					
<small>MAIL THIS VOUCHER WITH CHECK OR MONEY ORDER PAYABLE TO "HAWAII STATE TAX COLLECTOR." Write your Federal Employer I.D. Number and "2007 Form N-5" on your check or money order.</small>					

20044002005141

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<b>N-5</b>	<b>2007</b>	<b>ESTIMATED INCOME TAX FOR ESTATES AND TRUSTS</b>			
<small>(Rev. 2006)</small>		<b>Voucher 2</b>			
<small>THIS VOUCHER IS DUE ON OR BEFORE THE 20th DAY OF THE 6th MONTH OF THE TAXABLE YEAR.</small>					
<b>DO NOT SUBMIT PHOTOCOPIES OF THIS FORM</b>					
<input type="checkbox"/> Check this box if this is a change of address.					
				<b>PNT</b>	<b>INT</b>
Name of Estate or Trust			FEIN		
Db a or C/O					
Address				Suite number	
City, town, or post office	State	ZIP Code	Country	For office use only	
<b>Tax Year Ending (MM/DD/YY)</b>					
<input type="text"/>					
<b>Amount of Payment</b>					
\$ <input type="text"/>					
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Form      Tax Year       
**N-5 2007**  
(Rev. 2006)

**STATE OF HAWAII — DEPARTMENT OF TAXATION  
ESTIMATED INCOME TAX FOR ESTATES AND TRUSTS**

**Voucher 3**

**THIS VOUCHER IS DUE ON OR BEFORE THE 20th DAY  
OF THE 9th MONTH OF THE TAXABLE YEAR.**

DO NOT WRITE OR STAPLE IN THIS SPACE

DO NOT SUBMIT PHOTOCOPIES OF THIS FORM

Check this box if this is a change of address.

**PNT** **INT**

Name of Estate or Trust			FEIN	
Db a or C/O				
Address				Suite number
City, town, or post office	State	ZIP Code	Country	For office use only

**Tax Year Ending (MM/DD/YY)**

**Amount of Payment**

\$

MAIL THIS VOUCHER WITH CHECK OR MONEY ORDER PAYABLE TO "HAWAII STATE TAX COLLECTOR." Write your Federal Employer I.D. Number and "2007 Form N-5" on your check or money order.

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✂ - - - - - DETACH HERE - - - - - ✂

Form      Tax Year       
**N-5 2007**  
(Rev. 2006)

**STATE OF HAWAII — DEPARTMENT OF TAXATION  
ESTIMATED INCOME TAX FOR ESTATES AND TRUSTS  
Voucher 4**  
**THIS VOUCHER IS DUE ON OR BEFORE THE 20th DAY  
OF THE 1st MONTH FOLLOWING THE TAXABLE YEAR.**

DO NOT WRITE OR STAPLE IN THIS SPACE

DO NOT SUBMIT PHOTOCOPIES OF THIS FORM

Check this box if this is a change of address.

**PNT** **INT**

Name of Estate or Trust				FEIN	
Db a or C/O					
Address				Suite number	
City, town, or post office	State	ZIP Code	Country	For office use only	

**Tax Year Ending (MM/DD/YY)**

**Amount of Payment**

\$

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