

1997 Estimated Tax for Fiduciaries

541-ES

File only if you are making a payment of estimated tax.

Make the check or money order payable to "Franchise Tax Board." Mail this voucher with check or money order to **541-ES Unit, Franchise Tax Board, PO Box 942867, Sacramento CA 94267-0031**. Do not combine this payment with payment of the tax due for 1996. Please write the FEIN and "Form 541-ES 1997" on the check or money order.

Payment Voucher 1

(Calendar year — Due April 15, 1997)

Federal employer identification number		1 Amount of payment		5 4 1
Name of estate or trust				
Name and title of fiduciary		<input type="text"/> 00 \$		
Address (number and street or PO Box)		2 Fiscal year filers only, enter year ending		
City, state and ZIP code		<input type="text"/> (month and year)		

----- CUT HERE -----

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Payment Voucher 2

(Calendar year — Due June 16, 1997)

Federal employer identification number		1 Amount of payment		5 4 1
Name of estate or trust				
Name and title of fiduciary		<input type="text"/> 00 \$		
Address (number and street or PO Box)		2 Fiscal year filers only, enter year ending		
City, state and ZIP code		<input type="text"/> (month and year)		

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Payment Voucher 3

(Calendar year — Due September 15, 1997)

Federal employer identification number		1 Amount of payment		5 4 1
Name of estate or trust				
Name and title of fiduciary		<input type="text"/> 00 \$		
Address (number and street or PO Box)		2 Fiscal year filers only, enter year ending		
City, state and ZIP code		<input type="text"/> (month and year)		

1997 Estimated Tax Worksheet. Do not file – keep for your records.

1	Enter amount of adjusted total income you expect in 1997	1	_____
2	Enter income distribution deduction	2	_____
3	Taxable income of fiduciary. Subtract line 2 from line 1	3	_____
4	Tax. Figure the amount by using the 1996 tax rate schedule	4	_____
5	Additional taxes. See instructions	5	_____
6	Total. Add line 4 and line 5	6	_____
7	Credits	7	_____
8	Total. Subtract line 7 from line 6	8	_____
9	a Enter 80% (.80) (66 2/3% (.6667) for farmers and fishermen) of line 8	9a	_____
	b Enter 100% of the tax shown on your 1996 Form 541	9b	_____
	c Enter the smaller of line 9a or line 9b	9c	_____
10	California income tax withheld and estimated to be withheld during 1997	10	_____
11	Estimated tax. Subtract line 10 from line 9c. If less than \$100, no payment is required	11	_____
12	Divide line 11 by 4. This is the amount of your required installment. See the instructions if you will earn the income at an uneven rate during the year	12	_____

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TAXABLE YEAR

CALIFORNIA FORM

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Payment Voucher 4

(Calendar year — Due January 15, 1998)

Federal employer identification number		<table border="1"> <tr> <td colspan="2">1 Amount of payment</td> </tr> <tr> <td>\$</td> <td>00</td> </tr> </table>		1 Amount of payment		\$	00		
1 Amount of payment									
\$	00								
Name of estate or trust		<table border="1"> <tr> <td colspan="2">2 Fiscal year filers only, enter year ending</td> </tr> <tr> <td colspan="2">_____</td> </tr> <tr> <td colspan="2">(month and year)</td> </tr> </table>		2 Fiscal year filers only, enter year ending		_____		(month and year)	
2 Fiscal year filers only, enter year ending									

(month and year)									
Name and title of fiduciary		<table border="1"> <tr> <td colspan="2" style="text-align: center; vertical-align: middle; font-size: 2em; font-weight: bold;">5 4 1</td> </tr> </table>		5 4 1					
5 4 1									
Address (number and street or PO Box)									
City, state and ZIP code									

1997 Instructions for Form 541-ES

Estimated Tax For Fiduciaries

General Information

Limit on the Use of Prior Year's Tax

The provision that limited the use of prior year's tax for some estates and trusts has expired. For tax years beginning on or after January 1, 1997, use 100% of the prior year's tax as the basis for figuring the estimated tax requirement.

Fiduciaries that are required to make estimated tax payments for more than 200 taxable trusts may submit the estimated tax payment information on magnetic tape or composite listing. For additional information about submitting Form 541 estimate payment information on magnetic tape or composite listing, call 1-800-852-5711.

A Purpose

Use Form 541-ES to figure and pay estimated tax for an estate or trust. Estimated tax is the amount of tax the fiduciary of an estate or trust expects to owe for the year after subtracting the amount of any tax withheld and the amount of any credits.

B Who Must Make Estimated Tax Payments

Generally, a fiduciary of an estate or trust must make 1997 estimated tax payments if:

- Less than 80% of the estate's or trust's 1996 tax was paid by withholding; or
- Less than 80% of the estate's or trust's 1997 California adjusted gross income (AGI) will be wages subject to withholding; or
- Less than 80% of the estate's or trust's 1997 tax will be paid by withholding.

An estate or trust is not required to make 1997 estimated tax payments if:

- The tax for 1996 (after subtracting withholding and credits) was less than \$100; or
- The tax for 1997 (after subtracting withholding and credits) will be less than \$100.

If the estate or trust must make estimated tax payments, use the Estimated Tax Worksheet on page 29 to figure the amount owed.

Estates, and any trust which was treated as owned by the decedent, that receive the residue of a decedent's estate under the will, or if no will is admitted to probate, a trust primarily responsible for paying debts, taxes and other expenses of administration, are required to make estimated tax payments only for any tax year ending 2 or more years after the decedent's death.

REMIC trusts are not required to make estimate payments.

C When to Make Your Estimated Tax Payments

For estimated tax purposes, the year is divided into four payment periods. Each period has a specific payment due date. If an estate or trust does not pay enough tax by the due date of each of the payment periods, it may be charged a penalty even if it is due a refund when it files its income tax return. The following chart gives the payment periods and due dates.

For the period
Jan. 1 through March 31, 1997
April 1 through May 31, 1997
June 1 through August 31, 1997
Sept. 1 through Dec. 31, 1997

The payment due date is
April 15, 1997
June 16, 1997
Sept. 15, 1997
Jan. 15, 1998

Filing an Early Return in Place of the 4th Installment. If an estate or trust files its 1997 tax return by February 2, 1998, and pays the entire balance due, then it does not have to make its last estimated tax payment.

Annualized Option. If the estate or trust does not receive its taxable income evenly during the year, it may be to its advantage to annualize the income. This method allows for the matching of estimated tax payments to the actual period when income is earned.

Farmers and Fishermen. If at least two thirds of gross income for 1996 or 1997 is from farming or fishing, the estate or trust may:

- Pay the total estimated tax by January 15, 1998; or
- File Form 541 for 1997 on or before March 2, 1998 and pay the total tax due. In this case estimated tax payments are not due for 1997. Attach form FTB 5805F, Underpayment of Estimated Tax by Farmers and Fishermen, to the front of Form 541.

Fiscal Year. If the estate or trust files its return on a fiscal year basis, the due dates will be the 15th day of the 4th, 6th and 9th months of the fiscal year and the first month of the following fiscal year.

If the due date is a Saturday, Sunday or legal holiday, substitute the next regular work day for the due date.

D How to Figure Estimated Tax

Use the Estimated Tax Worksheet and the 1996 Form 541 return as a guide for figuring the 1997 estimated tax payment.

Line instructions for the Estimated Tax Worksheet

Line 5 – Additional taxes

Enter any additional tax from:

- FTB 5870A, Tax on Accumulation Distribution of Trusts;
- IRC Section 644 tax on trusts; or
- IRC Section 453A tax.

Line 7 – Credits

For more information on credits you may claim, see the instructions for Form 541, line 22 on page 5.

E How to Use Form 541-ES Payment Voucher

On line 1 of the Form 541-ES payment voucher, enter the amount from line 12 of the worksheet less any overpaid tax on the 1996 tax return that was applied toward 1997 as an estimated tax payment.

If part of the estimated tax from Form 541-ES is to be allocated to the beneficiaries per IRC Section 643 (g), attach a copy of Form 541-T to Form 541-ES.

Enter the estate's or trust's complete name, address, federal employer identification number and name and title of the fiduciary in the spaces provided. If the estate or trust files its return on a fiscal year basis, enter the month and year ending in the space provided.

Make the check or money order payable to "Franchise Tax Board." Enter the estate's or trust's FEIN and "Form 541-ES 1997" on the check or money order. Mail the estimated tax payment voucher together with the check or money order to:

541-ES UNIT
FRANCHISE TAX BOARD
PO BOX 942867
SACRAMENTO CA 94267-0031

F Failure to Make Estimated Tax Payments

If an estate or trust is required to make estimated tax payments and does not, or if it underpays any installment, a penalty will be assessed (with certain exceptions) for that portion of estimated tax that was underpaid from the due date of the installment to the date of payment or the due date of the tax return, whichever is earlier. For more information, get form FTB 5805, Underpayment of Estimated Tax by Individuals and Fiduciaries.

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