#### WHITTET ALFRED S

Form 4

January 07, 2009

## FORM 4

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

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF

**SECURITIES** 

OMB

**OMB APPROVAL** 

Number:

3235-0287

Expires:

January 31, 2005

0.5

Estimated average burden hours per

response...

if no longer subject to Section 16. Form 4 or

Check this box

Form 5 obligations may continue. See Instruction

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

1(b).

(Last)

(Print or Type Responses)

1. Name and Address of Reporting Person \* WHITTET ALFRED S

(First)

2. Issuer Name and Ticker or Trading Symbol

5. Relationship of Reporting Person(s) to

Issuer

(Middle)

Wilber CORP [GIW]

(Check all applicable)

3. Date of Earliest Transaction

(Month/Day/Year) 01/05/2009

\_X\_\_ Director 10% Owner Officer (give title \_ Other (specify

C/O THE WILBER **CORPORATION, 245 MAIN STREET** 

> (Street) 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

ONEONTA, NY 13820

(City)	(State)	Zip) Table	I - Non-D	erivative S	Securi	ities Ac	quired, Disposed	of, or Beneficial	lly 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. Securi onAcquired Disposed (Instr. 3,	(A) c l of (D	))	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)
Phantom Stock Units	01/05/2009	01/05/2009	M	5,674	A	(1)	21,674	I	By Deferred Comp Plan $\frac{(3)}{}$
Phantom Stock Units	01/05/2009	01/05/2009	M	5,674	D	(1)	16,000	I	By Deferred Comp Plan

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

#### Edgar Filing: WHITTET ALFRED S - Form 4

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.

SEC 1474 (9-02)

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

Derivative Security (Instr. 3)	Conversion or Exercise Price of Derivative Security	3. Iransaction Date (Month/Day/Year)	Execution Date, if any (Month/Day/Year)	Code	5. Number iomf Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)		of Underlying Securities (Instr. 3 and 4)		Securit (Instr.
				Code V	' (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares	
Phantom Stock Units	\$ 7.05	01/05/2009	01/05/2009	M	5,674	(2)	(2)	Phantom Stock Units	5,674	\$ (

# **Reporting Owners**

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

WHITTET ALFRED S C/O THE WILBER CORPORATION 245 MAIN STREET ONEONTA, NY 13820



### **Signatures**

1 Title of

/s/ Joseph E. Sutaris, pursuant to Power of Attorney

01/07/2009

\*\*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).
- This disposition was executed in connection with a cash out exercise of these phantom units at the exercised price indicated on column 2, Table II of this Form 4.
- Pursuant to the Company's Deferred Compensation Plan established in 1985, as amended in 1999, executive officers may defer portions of their compensation and deferred amounts can be indexed to the financial performance of the Company's common stock, although no actual shares of stock are purchased (thus, "phantom stock"). Increases and decreases in the deferred amounts are determined based upon changes in the trading price of the Company's stock. The executive officer does not have any right

Reporting Owners 2

### Edgar Filing: WHITTET ALFRED S - Form 4

against the Company with respect to any portion of the account, except as a general unsecured creditor. The participant may withdraw funds upon the termination of his employment, retirement or in the event of financial hardship, and the value of such phantom stock units would be based upon the current market value of the Company's stock.

The Company's Deferred Compensation Plan was frozen in 2004. Under the frozen plan, the reporting person was no longer permitted to defer portions of his compensation into the plan. Accordingly, these phantom stock units were acquired by the reporting person through the allocation of dividend payments on existing units under the Company's Deferred Compensation 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.