

NEWMONT MINING CORP /DE/  
Form 4  
November 12, 2004

# FORM 4

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

OMB APPROVAL

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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

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
LASSONDE PIERRE

2. Issuer Name and Ticker or Trading Symbol  
NEWMONT MINING CORP /DE/  
[NEM]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle)  
1700 LINCOLN STREET  
(Street)

3. Date of Earliest Transaction  
(Month/Day/Year)  
11/09/2004

Director  10% Owner  
 Officer (give title below)  Other (specify below)  
President

DENVER, CO 80203

(City) (State) (Zip)

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

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

**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 Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|-----------------------------------|
|                                 |                                      |  | Code                           | V   | Amount  | Price  |                                   |
| Common Stock, \$1.60 par value  | 11/09/2004                           |  | M                              |   | 50,000  | A \$ 10.71   | 83,284 D                          |
| Common Stock, \$1.60 par value  | 11/09/2004                           |  | S                              |   | 2,800   | D \$ 49.55   | 80,484 D                          |
| Common Stock, \$1.60 par value  | 11/09/2004                           |  | S                              |   | 500   | D \$ 49.54   | 79,984 D                          |

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|                                |            |   |         |   |          |         |   |
|--------------------------------|------------|---|---------|---|----------|---------|---|
| Common Stock, \$1.60 par value | 11/09/2004 | S | 17,200  | D | \$ 49.51 | 62,784  | D |
| Common Stock, \$1.60 par value | 11/09/2004 | S | 29,500  | D | \$ 49.5  | 33,284  | D |
| Common Stock, \$1.60 par value | 11/12/2004 | M | 171,760 | A | \$ 10.71 | 205,044 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 170,600 | D | \$ 49.5  | 34,444  | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 1,160   | D | \$ 49.51 | 33,284  | D |
| Common Stock, \$1.60 par value | 11/12/2004 | M | 192,000 | A | \$ 14.69 | 225,284 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 67,040  | D | \$ 49.51 | 158,244 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 11,800  | D | \$ 49.55 | 146,444 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 9,300   | D | \$ 49.57 | 137,144 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 10,000  | D | \$ 49.58 | 127,144 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 22,500  | D | \$ 49.54 | 104,644 | D |
|                                | 11/12/2004 | S | 10,000  | D | \$ 49.6  | 94,644  | D |

|                                |            |   |        |   |          |        |   |
|--------------------------------|------------|---|--------|---|----------|--------|---|
| Common Stock, \$1.60 par value |            |   |        |   |          |        |   |
| Common Stock, \$1.60 par value | 11/05/2004 | S | 5,000  | D | \$ 49.59 | 89,644 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 5,500  | D | \$ 49.62 | 84,144 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 13,860 | D | \$ 49.56 | 70,284 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 25,000 | D | \$ 49.53 | 45,284 | D |
| Common Stock, \$1.60 par value | 11/12/2004 | S | 12,000 | D | \$ 49.52 | 33,284 | 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) |              |                      |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|--------------|----------------------|
|  |  |                                      |  | Code                           | V (A) (D)   | Date Exercisable   | Expiration Date   | Title        | Amount Number Shares |
| Employee Stock Option (right to            | \$ 10.71   | 11/09/2004                           |  | M                              | 221,760   | <u>(1)</u>   | 06/26/2005  | Common Stock | 221,760              |

buy)

Employee

Stock

Option (right to buy)

\$ 14.69

11/12/2004

M

192,000

(2)

06/26/2005

Common Stock

192,000

## Reporting Owners

| Reporting Owner Name / Address                             | Relationships |           |           |       |
|--|---------------|-----------|-----------|-------|
|  | Director      | 10% Owner | Officer   | Other |
| LASSONDE PIERRE<br>1700 LINCOLN STREET<br>DENVER, CO 80203 | X             |           | President |       |

## Signatures

Ardis Young, Assistant Secretary, as attorney-in-fact

11/12/2004

\*\*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) The option, which provided for vesting in ten equal annual installments beginning June 26, 1996, was assumed by the Issuer pursuant to a plan of arrangement between the Issuer and Franco-Nevada Mining Corporation Limited effective February 16, 2002 and replaced with an option to purchase 221,760 shares of the Issuer stock for \$10.71 per share.

(2) The option, which provided for vesting in ten equal annual installments beginning June 26, 1996, was assumed by the Issuer pursuant to a plan of arrangement between the Issuer and Franco-Nevada Mining Corporation Limited effective February 16, 2002 and replaced with an option to purchase 192,000 shares of the Issuer stock for \$14.69 per share.

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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