

NEWMONT MINING CORP /DE/  
Form 4  
December 10, 2007

**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 \*  
MURDY WAYNE W

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)

3. Date of Earliest Transaction  
(Month/Day/Year)  
12/06/2007

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

1700 LINCOLN STREET

(Street)

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

DENVER, CO 80203

(City) (State) (Zip)

**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 Indirect Beneficial Ownership (Instr. 4)
			Code	V	Amount	(D)	Price
Common Stock, \$1.60 par value	12/06/2007		M		4,500	A	\$ 18.19 112,939
Common Stock, \$1.60 par value	12/06/2007		S		4,500	D	\$ 50.2887 108,439
Common Stock, \$1.60 par value	12/06/2007		M		3,806	A	\$ 18.19 112,245

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Common Stock, \$1.60 par value	12/06/2007	S	3,806	D	\$ 50.3	108,439	D
Common Stock, \$1.60 par value	12/06/2007	M	100	A	\$ 18.19	108,539	D
Common Stock, \$1.60 par value	12/06/2007	S	100	D	\$ 50.31	108,439	D
Common Stock, \$1.60 par value	12/06/2007	M	97,094	A	\$ 18.19	205,533	D
Common Stock, \$1.60 par value	12/06/2007	S	97,094	D	\$ 50.3896	108,439	D
Common Stock, \$1.60 par value	12/06/2007	M	700	A	\$ 18.19	109,139	D
Common Stock, \$1.60 par value	12/06/2007	S	700	D	\$ 50.53	108,439	D
Common Stock, \$1.60 par value	12/06/2007	M	18,800	A	\$ 18.19	127,239	D
Common Stock, \$1.60 par value	12/06/2007	S	18,800	D	\$ 50.5638	108,439 <sup>(1)</sup> <u>(2)</u>	D

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

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(9-02)

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

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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)	Amount or Number of Shares	
				Code	V (A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares
Employee Stock Plan (right to buy)	\$ 18.19	12/06/2007		M	4,500	(3) 01/26/2009	Common Stock	4,500	
Employee Stock Plan (right to buy)	\$ 18.19	12/06/2007		M	3,806	(3) 01/26/2009	Common Stock	3,806	
Employee Stock Plan (right to buy)	\$ 18.19	12/06/2007		M	100	(3) 01/26/2009	Common Stock	100	
Employee Stock Plan (right to buy)	\$ 18.19	12/06/2007		M	97,094	(3) 01/26/2009	Common Stock	97,094	
Employee Stock Plan (right to buy)	\$ 18.19	12/06/2007		M	700	(3) 01/26/2009	Common Stock	700	
Employee Stock Plan (right to buy)	\$ 18.19	12/06/2007		M	18,800	(3) 01/26/2009	Common Stock	18,800	

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
MURDY WAYNE W 1700 LINCOLN STREET DENVER, CO 80203	X		Chairman	

## Signatures

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

12/10/2007

\_\_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) Includes 350 shares of Newmont Mining Corporation common stock held by the children of the reporting person.
- (2) As of November 30, 2007 the reporting person held 2,530 shares of Newmont Mining Corporation common stock in his 401-k Plan.
- (3) Options vested in two equal annual installments beginning January 26, 2000 and 2001.

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.