

Ball Russell David  
 Form 4  
 November 15, 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 \*  
 Ball Russell David

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)  
 11/12/2004

\_\_\_\_ Director \_\_\_\_\_ 10% Owner  
 Officer (give title below) \_\_\_\_\_ Other (specify below)  
 V.P. and Controller

DENVER, CO 80203

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

(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 Ownership (Instr. 4)
			Code	V	Amount (A) or (D) Price		
Common Stock, \$1.60 par value	11/12/2004		M		470 A \$ 40.44	4,274	D
Common Stock, \$1.60 par value	11/12/2004		S		470 D \$ 48.95	3,804	D
Common Stock, \$1.60 par value	11/12/2004		M		500 A \$ 31.75	4,304	D

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Common Stock, \$1.60 par value	11/12/2004	S	500	D	\$ 48.92	3,804	D
Common Stock, \$1.60 par value	11/12/2004	M	750	A	\$ 28.32	4,554	D
Common Stock, \$1.60 par value	11/12/2004	S	600	D	\$ 48.94	3,954	D
Common Stock, \$1.60 par value	11/12/2004	S	150	D	\$ 48.95	3,804	D
Common Stock, \$1.60 par value	11/12/2004	M	2,000	A	\$ 21.69	5,804	D
Common Stock, \$1.60 par value	11/12/2004	S	2,000	D	\$ 48.92	3,804	D
Common Stock, \$1.60 par value	11/12/2004	M	1,000	A	\$ 22.47	4,804	D
Common Stock, \$1.60 par value	11/12/2004	S	1,000	D	\$ 48.92	3,804	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	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Securities (Instr. 3 and 4)	8. D S (1)
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## 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 vested in two equal annual installments beginning November 15, 1996 and 1997.

(2) The option vested in two equal annual installments beginning November 18, 1998 and 1999.

(3) The option vested in two equal annual installments beginning May 19, 1999 and 2000.

(4) The option vested in two equal annual installments beginning November 17, 1999 and 2000.

(5) The option vested in two equal annual installments beginning November 17, 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.