

NEWMONT MINING CORP /DE/
Form 4
May 04, 2006

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)
05/02/2006

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

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 Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|-----------------------------------|
| | | | | (A) or (D) | Price | | |
| Common Stock, \$1.60 par value | 05/02/2006 | | M | 5,300 A | \$ 18.19 | 136,896 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | | S | 5,300 D | \$ 57.55 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | | M | 200 A | \$ 18.19 | 131,796 | D |

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|---|------------|---|-------|---|-------------|---------|---|
| Common Stock, \$1.60 par value | 05/02/2006 | S | 200 | D | \$ 57.57 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 7,600 | A | \$ 18.19 | 139,196 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 7,600 | D | \$ 57.58 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 600 | A | \$ 18.19 | 132,196 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 600 | D | \$ 57.59 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 3,400 | A | \$ 18.19 | 134,996 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 3,400 | D | \$ 57.6 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 300 | A | \$ 18.19 | 131,896 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 300 | D | \$ 57.61 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 400 | A | \$ 18.19 | 131,996 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 400 | D | \$ 57.62 | 131,596 | D |
| | 05/02/2006 | M | 1,100 | A | | 132,696 | D |

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|--------------------------------|------------|---|-------|---|----------|---------|---|
| Common Stock, \$1.60 par value | | | | | \$ 18.19 | | |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 1,100 | D | \$ 57.66 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 4,500 | A | \$ 18.19 | 136,096 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 4,500 | D | \$ 57.68 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 7,800 | A | \$ 18.19 | 139,396 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 7,800 | D | \$ 57.69 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 9,600 | A | \$ 18.19 | 141,196 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 9,600 | D | \$ 57.7 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 100 | A | \$ 18.19 | 131,696 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 100 | D | \$ 57.71 | 131,596 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 5,270 | A | \$ 18.19 | 136,866 | D |
| | 05/02/2006 | S | 5,270 | D | | 131,596 | D |

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|--------------------------------|------------|---|-----|---|----------|------------------------|---|
| Common Stock, \$1.60 par value | | | | | \$ 57.72 | | |
| Common Stock, \$1.60 par value | 05/02/2006 | M | 800 | A | \$ 18.19 | 132,396 | D |
| Common Stock, \$1.60 par value | 05/02/2006 | S | 800 | D | \$ 57.73 | 131,596 ⁽¹⁾ | D |

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

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SEC 1474
(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) | 8. Amount or Number of Shares |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|-------------------------------|
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | | M | 5,300 | <u>(2)</u> 01/26/2009 | Common Stock | 5,300 |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | | M | 200 | <u>(2)</u> 01/26/2009 | Common Stock | 200 |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | | M | 7,600 | <u>(2)</u> 01/26/2009 | Common Stock | 7,600 |

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| | | | | | | | | | |
|--|----------|------------|---|-------|------------|------------|-----------------|-------|--|
| buy) | | | | | | | | | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 600 | <u>(2)</u> | 01/26/2009 | Common Stock | 600 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 3,400 | <u>(2)</u> | 01/26/2009 | Common Stock | 3,400 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 300 | <u>(2)</u> | 01/26/2009 | Common Stock | 300 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 400 | <u>(2)</u> | 01/26/2009 | Common Stock | 400 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 1,100 | <u>(2)</u> | 01/26/2009 | Common Stock | 1,100 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 4,500 | <u>(2)</u> | 01/26/2009 | Common Stock | 4,500 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 7,800 | <u>(2)</u> | 01/26/2009 | Common Stock | 7,800 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 9,600 | <u>(2)</u> | 01/26/2009 | Common Stock | 9,600 | |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 100 | <u>(2)</u> | 01/26/2009 | Common Stock | 100 | |

| | | | | | | | | |
|--|----------|------------|---|-------|-----|------------|-----------------|-------|
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 5,270 | (2) | 01/26/2009 | Common Stock | 5,270 |
| Employee Stock Option (right to buy) | \$ 18.19 | 05/02/2006 | M | 800 | (2) | 01/26/2009 | Common Stock | 800 |

Reporting Owners

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

Signatures

Sharon E. Thomas, Vice President and Secretary, as
attorney-in-fact

05/04/2006

**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) This report is to report the second 28 transactions, additional Form 4 to follow.
- (2) The option 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.
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