

Ball Russell David  
Form 4  
March 05, 2013

**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)  
6363 SOUTH FIDDLERS GREEN CIRCLE  
(Street)

3. Date of Earliest Transaction (Month/Day/Year)  
03/01/2013

\_\_\_ Director \_\_\_ 10% Owner  
 Officer (give title below) \_\_\_ Other (specify below)  
EVP & CFO

GREENWOOD VILLAGE, CO 80111  
(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)			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)	Amount	Price			
Common Stock, \$1.60 par value	03/01/2013		G <sup>(1)</sup>	V	250	D \$ 0	66,475	D	
Common Stock, \$1.60 par value	03/01/2013		G <sup>(1)</sup>	V	250	A \$ 0	450	I	By Son I
Common Stock,	03/01/2013		G <sup>(1)</sup>	V	250	D \$ 0	66,225	D	

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\$1.60 par value									
Common Stock, \$1.60 par value	03/01/2013	G <sup>(1)</sup>	V 250	A	\$ 0	450	I		By Son II
Common Stock, \$1.60 par value	03/01/2013	G <sup>(1)</sup>	V 250	D	\$ 0	65,975	D		
Common Stock, \$1.60 par value	03/01/2013	G <sup>(1)</sup>	V 250	A	\$ 0	450	I		By Son III
Common Stock, \$1.60 par value	03/01/2013	G <sup>(1)</sup>	V 250	D	\$ 0	65,725	D		
Common Stock, \$1.60 par value	03/01/2013	G <sup>(1)</sup>	V 250	A	\$ 0	450	I		By Son IV
Common Stock, \$1.60 par value	03/01/2013	A	15,150	A	\$ 0	80,875	D		
Common Stock, \$1.60 par value	03/01/2013	S	<u>4,972</u> <sup>(2)</sup>	D	\$ <u>39.1514</u> <sup>(3)</sup>	75,903	D		
Common Stock, \$1.60 par value	03/04/2013	S	<u>1,098</u> <sup>(2)</sup>	D	\$ 39.28	74,805	D		
Common Stock, \$1.60 par value						2,203 <sup>(4)</sup>	I		By 401(k) Plan

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)

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**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. Price of Derivative Security (Instr. 5)	9. Nu Deriv Secur Bene Own Follo Repo Trans (Instr
						Date Exercisable	Expiration Date	Title	Amount or Number of Shares
						Code	V	(A)	(D)

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
Ball Russell David 6363 SOUTH FIDDLERS GREEN CIRCLE GREENWOOD VILLAGE, CO 80111			EVP & CFO	

## Signatures

Logan H. Hennessey, Assistant Secretary, as Attorney-in-Fact 03/05/2013

\_\_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 transaction involved gifts of securities by the reporting person to four (4) of his minor sons, who share the reporting person's household. As of March 1, 2013, the reporting person indirectly held 1,800 shares of Newmont Mining common stock by virtue of the aforementioned gifts.
- (2) The sale reported in this Form 4 was effected pursuant to a Rule 10b5-1 trading plan adopted by the reporting person solely to cover taxes and fees.
- (3) This transaction was executed in multiple trades at prices of \$39.1201 to \$39.20. The price reported above reflects the weighted average sale price. The reporting person undertakes to provide (upon request by the SEC staff, the issuer, or a security holder of the issuer) full information regarding the number of shares sold at each separate price).
- (4) As of February 28, 2013, the reporting person held 2,203 shares of Newmont Mining common stock in his 401(k) 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.