

NEWMONT MINING CORP /DE/

Form 5

March 28, 2003

FORM 5UNITED STATES SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

OMB APPROVAL

☐ Check this box if no
longer subject to Section 16.
Form 4 or Form 5
obligations may continue.

See Instruction 1(b).

☐ Form 3 Holdings
Reported

☒ Form 4 Transactions
Reported

**ANNUAL STATEMENT OF CHANGES IN BENEFICIAL
OWNERSHIP**

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

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1. Name and Address of Reporting Person*			2. Issuer Name and Ticker or Trading Symbol			6. Relationship of Reporting Person(s) to Issuer (Check all applicable)			
Francisco, David H.			Newmont Mining Corporation NEM			<input type="checkbox"/> Director <input type="checkbox"/> 10% Owner <input checked="" type="checkbox"/> Officer (give title below) Other (specify below)			
(Last) (First) (Middle)			3. I.R.S. Identification Number of Reporting Person, if an entity (voluntary)			4. Statement for Month/Year			
1700 Lincoln Street						December 2002			
(Street)						5. If Amendment, Date of Original (Month/Year)			
Denver, Co 80203						7. Individual or Joint/Group Filing (Check Applicable Line)			
						<input checked="" type="checkbox"/> Form filed by One Reporting Person <input type="checkbox"/> 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 & 5)			5. Amount of Securities Beneficially Owned at End of Issuer's Fiscal year (Instr. 3 & 4)	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Ownership (Instr. 4)
				Amount	(A) or (D)	Price			

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

* If the form is filed by more than one reporting person, see Instruction 4(b)(v).

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**FORM 5 (continued) 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)	6. Date Exercisable and Expiration Date (Month/Day/ Year)	7. Title and Amount of Underlying Securities (Instr. 3 & 4)	8. Price of Derivative Security (Instr. 5)	9. Number of Derivative Securities Beneficially Owned at End of Year (Instr. 4)	10. Ownership Form of Derivative Security: Direct (D)	11. Nature of Indirect Beneficial Ownership (Instr. 4)
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					(Instr. 3, 4 & 5)		Date Exercisable	Expiration Date	Title	Amount or Number of Shares		or Indirect (I) (Instr. 4)	
					(A)	(D)							
Phantom Stock	1-for-1	(1)		A	627		immed	(2)	Common Stock	627	(1)	627	D
Phantom Stock	1-for-1	8-16-02		A4	38		immed	(2)	Common Stock	38	\$26.80		
Phantom Stock	1-for-1	8-30-02		A4	43		immed	(2)	Common Stock	43	\$28.49		
Phantom Stock	1-for-1	9-13-02		A4	34		immed	(2)	Common Stock	34	\$29.34		
Phantom Stock	1-for-1	9-30-02		A4	36		immed	(2)	Common Stock	37	\$27.51		
Phantom Stock	1-for-1	10-15-02		A4	43		immed	(2)	Common Stock	43	\$23.10		
Phantom Stock	1-for-1	12-31-02		A4	1		immed	(2)	Common Stock	1	\$29.03	823	D

Explanation of Responses:

(1) Acquired on various dates between January 1 and July 31, 2002 pursuant to Newmont Mining Corporation's Savings Equalization Plan at prices ranging from \$21.84 to \$31.21.

(2) Shares of phantom stock are payable in cash following termination of the reporting person's employment with Newmont Mining Corporation.

(3) David H. Francisco has executed a power of attorney, a copy of which has been previously filed, that authorizes Ardis Young to sign this Form 4 on his behalf.

By: /s/ **Ardis Young, Attorney in Fact for David H. Francisco**⁽³⁾

March 28, 2003
Date

**Signature of Reporting Person

**Intentional misstatements or omissions of facts constitute Federal Criminal Violations.
See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

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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