

Meritage Homes CORP
Form 4
August 17, 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 SARVER ROBERT GARY

2. Issuer Name and Ticker or Trading Symbol Meritage Homes CORP [MTH]

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

(Last) (First) (Middle) (Street) (City) (State) (Zip)

3. Date of Earliest Transaction (Month/Day/Year) 08/16/2007

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

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

Table with 7 columns: 1. Title of Security, 2. Transaction Date, 2A. Deemed Execution Date, 3. Transaction Code, 4. Securities Acquired or Disposed of (A) or (D), 5. Amount of Securities Beneficially Owned, 6. Ownership Form, 7. Nature of Ownership. Rows include Common Stock for Robert Sarver, Penny Sarver (wife), and Penny Sarver Custodian.

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									FBO Max Sarver (minor son) <u>(1)</u>
Common Stock						4,400		I	Robert Sarver, Trustee of The Eva Lauren Hilton Trust <u>(1)</u>
Common Stock						4,400		I	Robert Sarver, Trustee of The Shari Rachel Hilton Trust <u>(1)</u>
Common Stock						12,000 <u>(2)</u>		D	
Common Stock						650,000		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	2,500	A	\$ 15.8	652,500		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	2,500	A	\$ 15.9	655,000		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	34	A	\$ 16.04	655,034		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	10,000	A	\$ 16.05	655,034		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	1,380	A	\$ 16.07	666,414		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	1,686	A	\$ 16.08	668,100		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	6,900	A	\$ 16.09	675,000		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	6,100	A	\$ 16.2	681,100		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	700	A	\$ 16.21	681,800		I	See note <u>(3)</u>
Common Stock	08/16/2007	P	500	A	\$ 16.22	682,300		I	See note <u>(3)</u>
	08/16/2007	P	196	A		682,496		I	See note <u>(3)</u>

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Common Stock						\$ 16.24		
Common Stock	08/16/2007	P	100	A	\$ 16.25	682,596	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	1,700	A	\$ 16.26	684,296	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	3,104	A	\$ 16.27	687,400	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	900	A	\$ 16.31	688,300	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	1,600	A	\$ 16.35	689,900	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	900	A	\$ 16.36	690,800	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	393	A	\$ 16.38	691,193	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	4,107	A	\$ 16.39	695,300	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	6,600	A	\$ 16.4	701,900	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	1,400	A	\$ 16.41	703,300	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	700	A	\$ 16.42	704,000	I	See note <sup>(3)</sup>
Common Stock	08/16/2007	P	1,900	A	\$ 16.46	705,900	I	See note <sup>(3)</sup>

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

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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,	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. 3)
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4, and 5)

			Date Exercisable	Expiration Date	Title	Amount or Number of Shares
		Code	V	(A)	(D)	
Stock Option (right to buy)	\$ 31.31 <u>(4)</u>			<u>(5)</u>	05/12/2011	Common Stock <u>(4)</u> 10,000
Stock Option (right to buy)	\$ 58.62			<u>(6)</u>	03/22/2012	Common Stock 5,000
Stock Option (right to buy)	\$ 54.01			<u>(7)</u>	06/01/2013	Common Stock 5,000
Stock Option (right to buy)	\$ 42.82			<u>(8)</u>	01/28/2014	Common Stock 4,000

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
SARVER ROBERT GARY			X	

## Signatures

Robert G. Sarver 08/17/2007

\*\*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) Mr. Sarver disclaims any beneficial or pecuniary ownership of these shares.

(2) Restricted stock granted 1/29/2007, vesting in three equal annual installments on 1/29/2008, 1/29/2009, and 1/29/2010.

These represent shares purchased by Southwest Value Partners Fund XIV, LP. Mr. Sarver indirectly shares control over the voting, purchase and disposition of these shares. He disclaims any direct pecuniary interest in such shares, and has only an indirect beneficial or pecuniary interest in them.

(4) Adjusted for 2:1 stock split in 2005.

(5) Stock option granted 5/13/2004, vesting in two equal, annual installments on 5/13/2005 and 5/13/2006.

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- (6) Stock option granted 3/23/2005, vesting in two equal, annual installments on 3/23/2006 and 3/23/2007.
- (7) Stock Option granted 6/2/2006, vesting in two equal annual installments on 6/2/2007 and 6/2/2008.
- (8) Stock option granted 1/29/2007, vesting in two equal, annual installments on 1/29/2008 and 1/29/2009.

### **Remarks:**

This is the first of two Form 4s filed to report purchases made on 8/16/2007.

This Form 4 does not aggregate purchases by Southwest Value Partners Fund XIV, LP with other holdings reported on this Fo

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