HILTON STEVEN J

Check this box if

no longer subject

Form 5

January 20, 2009

FORM 5

OMB APPROVAL

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OMB UNITED STATES SECURITIES AND EXCHANGE COMMISSION 3235-0362 Number:

Washington, D.C. 20549 January 31, Expires: 2005

to Section 16. ANNUAL STATEMENT OF CHANGES IN BENEFICIAL Form 4 or Form 5 obligations OWNERSHIP OF SECURITIES may continue. See Instruction

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, 1(b). Form 3 Holdings Section 17(a) of the Public Utility Holding Company Act of 1935 or Section Reported

30(h) of the Investment Company Act of 1940 Form 4

Transactions Reported

1. Name and Address of Reporting Person * 2. Issuer Name and Ticker or Trading 5. Relationship of Reporting Person(s) to Issuer HILTON STEVEN J Symbol Meritage Homes CORP [MTH] (Check all applicable) 3. Statement for Issuer's Fiscal Year Ended (Last) (First) (Middle) (Month/Day/Year) _X_ Director 10% Owner _X__ Officer (give title Other (specify 12/31/2008 below) below) 17851 NORTH 85TH CEO STREET, Â SUITE 300 (Street) 4. If Amendment, Date Original 6. Individual or Joint/Group Reporting Filed(Month/Day/Year)

(Zip)

(check applicable line)

SCOTTSDALE, Â AZÂ 85255

(State)

(City)

X Form Filed by One Reporting Person Form Filed by More than One Reporting

						-	´ •	'	•
1.Title of Security	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if	3. Transaction	4. Securi (A) or Di			5. Amount of Securities	6. Ownership	7. Nature of Indirect Beneficial
(Instr. 3)		any	Code	(Instr. 3,	4 and	5)	Beneficially	Form:	Ownership
		(Month/Day/Year)	(Instr. 8)		(A) or		Owned at end of Issuer's Fiscal Year (Instr. 3 and	Direct (D) or Indirect (I) (Instr. 4)	(Instr. 4)
				Amount	(D)	Price	4)		
MTH COMMON STOCK	08/29/2007	Â	P4	150	A	\$ 16.48	1,849,204	I	SEE FOOTNOTES (1) (2)

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.

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

SEC 2270 (9-02)

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1. Title of	2.	3. Transaction Date	3A. Deemed	4.	5.	6. Date Exerc	cisable and	7. Title	e and	8. Price of	
Derivative	Conversion	(Month/Day/Year)	Execution Date, if	Transaction	Number	Expiration D	ate	Amou	nt of	Derivative	
Security	or Exercise		any	Code	of	(Month/Day/	Year)	Under	lying	Security	
(Instr. 3)	Price of		(Month/Day/Year)	(Instr. 8)	Derivative	e		Securi	ties	(Instr. 5)	
	Derivative				Securities			(Instr.	3 and 4)		
	Security				Acquired						
					(A) or						
					Disposed						
					of (D)						
					(Instr. 3,						
					4, and 5)						
									Amount		
									or		
						Date	Expiration		Number		
						Exercisable	Date		of		
					(A) (D)				Shares		
					(4) (1)				SHales		

of D

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Reporting Owners

Reporting Owner Name / Address	Relationships							
Fg	Director	10% Owner	Officer	Othe				
HILTON STEVEN J 17851 NORTH 85TH STREET SUITE 300	ÂΧ	Â	CEO	Â				
SCOTTSDALE, AZ 85255								

Signatures

/s/ Steven J.
Hilton

**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) Shares acquired and held by family members.

The reporting person originally reported on a Form 4 filed on August 30, 2007 the acquisition of 1,500 shares at a price of \$16.48. The reporting person subsequently determined that the number of shares acquired was 1,650 at a price of \$16.48. The difference resulted from the inadvertent omission of 150 shares from the original Form 4. The 150 shares were also omitted from six Forms 4 filed by the reporting person after his original Form 4 was filed.

Note: File three copies of this Form, one of which must be manually signed. If space provided 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.

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