## FORM 4

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

OMB APPROVAL
OMB Number: 3235-0287
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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 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) 17851 NORTH 85TH STREET, SUITE 300			3. Date of Earliest Transaction (Month/Day/Year) 02/11/2009				-	_X_ Direc Office	tor r (give title beld		0% Owner other (specify be	elow)		
(Street) SCOTTSDALE, AZ 85255			If Amendment, Date Original Filed(Month/Day/Year)					6. Individual or Joint/Group Filing(Check Applicable Line) _X_ Form filed by One Reporting Person Form filed by More than One Reporting Person						
(City) (State) (Zip)			Table I - Non-Derivative Securities Acq				Acqui	uired, Disposed of, or Beneficially Owned						
1.Title of S (Instr. 3)	(Instr. 3) Date		2. Transaction Date (Month/Day/Year)		(Instr. 8)	(A) or Disposed of		f (D) Beneficia Reported		ant of Securities ally Owned Following d Transaction(s)		Ownership Form:	Beneficial	
				(Month/Day/Year	Code	V A	V Amount (D) F		Price	(Instr. 3 and 4)		oi (I	or Indirect (I	Ownership (Instr. 4)
МТН Со	mmon Sto	ck (1)	02/11/2009		A	14	4,000	A 5	\$ 0	496,000			D	
Reminder:	Report on a s	separate line for	each class of secu	rities beneficially o		Person contain	s who	respon	n are	not requ		spond unle	s	474 (9-02)
Reminder:	Report on a s	separate line fo	Table II -	Derivative Securit	ies Acquire	Person contain the forn	s who ned in m disp	respon- this form plays a c	n are urren ficiall	not requality valid	ired to res		s	474 (9-02)
1. Title of	2.	3. Transaction Date (Month/Day/)	Table II -  3A. Deemed Execution Date any	Derivative Securit (e.g., puts, calls, was 4. Transaction Code Year) (Instr. 8)	ies Acquire arrants, op 5.	Person contain the formed, Disportions, co	s who ned in m disp osed of envertib Exercise	o responding this form of this form of the security sable in Date	ficiall ficiall fities) 7. Tit Amo Under Secur	not required to the second of	OMB conf	spond unle	f 10. Ownersh Form of Derivativ Security: Direct (E or Indirec	11. Na of Indi Benefic Owner (Instr.

#### **Reporting Owners**

	Relationships					
Reporting Owner Name / Address	Director	10% Owner	Officer	Other		
SARVER ROBERT GARY 17851 NORTH 85TH STREET, SUITE 300 SCOTTSDALE, AZ 85255	X					

### **Signatures**

/s/ Robert G. Sarver	02/13/2009
**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) Balance represents the grant of restricted stock. The restricted stock will vest 2,000 shares on February 11, 2010 and 6,000 shares each on February 11, 2011 and February 11, 2012.

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.