

HORTON D R INC /DE/  
Form 4  
February 22, 2008

**FORM 4**

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

OMB APPROVAL

OMB Number: 3235-0287  
Expires: January 31, 2005  
Estimated average burden hours per response... 0.5

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 \*  
TOMNITZ DONALD J

(Last) (First) (Middle)

301 COMMERCE STREET, SUITE 500

(Street)

FORT WORTH,, TX 76102

(City) (State) (Zip)

2. Issuer Name and Ticker or Trading Symbol  
HORTON D R INC /DE/ [DHI]

3. Date of Earliest Transaction (Month/Day/Year)  
02/21/2008

4. If Amendment, Date Original Filed(Month/Day/Year)

5. Relationship of Reporting Person(s) to Issuer

(Check all applicable)

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

President and CEO

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) (Instr. 3, 4 and 5)	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 Indirect Beneficial Ownership (Instr. 4)
			Code	V	Amount	(A) or (D)	Price
Common Stock	02/21/2008	02/21/2008	M		310,341	A	\$ 6.0783
Common Stock	02/21/2008	02/21/2008	S		46,500	D	\$ 15.3
Common Stock	02/21/2008	02/21/2008	S		8,400	D	\$ 15.31
Common Stock	02/21/2008	02/21/2008	S		100	D	\$ 15.32
Common Stock	02/21/2008	02/21/2008	S		1,840	D	\$ 15.33

Edgar Filing: HORTON D R INC /DE/ - Form 4

Common Stock	02/21/2008	02/21/2008	S	20,000	D	\$ 15.35	1,145,101	D
Common Stock	02/21/2008	02/21/2008	S	2,858	D	\$ 15.36	1,142,243	D
Common Stock	02/21/2008	02/21/2008	S	2,142	D	\$ 15.37	1,140,101	D
Common Stock	02/21/2008	02/21/2008	S	1,500	D	\$ 15.38	1,138,601	D
Common Stock	02/21/2008	02/21/2008	S	21,900	D	\$ 15.39	1,116,701	D
Common Stock	02/21/2008	02/21/2008	S	32,800	D	\$ 15.4	1,083,901	D
Common Stock	02/21/2008	02/21/2008	S	13,200	D	\$ 15.41	1,070,701	D
Common Stock	02/21/2008	02/21/2008	S	600	D	\$ 15.42	1,070,101	D
Common Stock	02/21/2008	02/21/2008	S	29,800	D	\$ 15.95	1,040,301	D
Common Stock	02/21/2008	02/21/2008	S	200	D	\$ 15.96	1,040,101	D
Common Stock	02/21/2008	02/21/2008	S	8,760	D	\$ 15.97	1,031,341	D
Common Stock	02/21/2008	02/21/2008	S	10,000	D	\$ 16	1,021,341 <sup>(1)</sup>	D

Common Stock

20,568 <sup>(1)</sup>

I

Held by  
IRA of  
Mr.  
Tomnitz's  
spouse.

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.**

SEC 1474  
(9-02)

**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	6. Date Exercisable and Expiration Date (Month/Day/Year)	7. Title and Amount of Underlying Security (Instr. 3 and 4)
--	--	--------------------------------------	--	--------------------------------	--	--	---

				5)		Code	V	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount
Employee													
Stock													
Option	\$ 6.0783	02/21/2008	02/21/2008	M		310,341	07/23/1999 <sup>(2)</sup>	07/23/2008	Common Stock	310			
(right to buy)													

## Reporting Owners

Reporting Owner Name / Address	Relationships			
	Director	10% Owner	Officer	Other
TOMNITZ DONALD J 301 COMMERCE STREET SUITE 500 FORT WORTH,, TX 76102	X		President and CEO	

## Signatures

/s/ Donald J.  
Tomnitz

02/22/2008

\_\_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) Following all transactions listed on this Form 4, Mr. Tomnitz owns directly 1,021,341 shares of DHI common stock and indirectly owns 20,568 shares of DHI common stock.
- (2) Stock option has a 10-year term, vested as to 10% of the option grant amount on each of the first nine anniversary dates of July 23 and vests as to the remaining 10% 9.75 years after the option grant date of July 23, 1998. July 23, 1999 reflects the one-year anniversary date from the date of the stock option grant.

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.