Hague Donald R. Form 4 March 03, 2009

FORM 4

OMB APPROVAL

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

OMB Number: 3235-0287

Check this box if no longer subject to Section 16.

Expires: January 31, 2005

Other (specify

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES

Estimated average burden hours per response... 0.5

Form 4 or Form 5 obligations may continue. See Instruction

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

1(b).

(Print or Type Responses)

1. Name and Address of Reporting Person * Hague Donald R.

(First)

(Street)

2. Issuer Name **and** Ticker or Trading Symbol

HOME PROPERTIES INC [HME]

5. Relationship of Reporting Person(s) to

Issuer

below)

(Last)

(Middle)

3. Date of Earliest Transaction

(Month/Day/Year)

02/27/2009

__ Director _____ 10% Owner

(Check all applicable)

below)

C/O HOME PROPERTIES, INC., 850 CLINTON SQUARE

4. If Amendment, Date Original

Senior Vice President

Filed(Month/Day/Year)

Code

(Instr. 8)

Applicable Line)

X_ Officer (give title

X Form filed by One Reporting Person ___ Form filed by More than One Reporting

6. Individual or Joint/Group Filing(Check

Person

ROCHESTER, NY 14604

(City) (State) (Zip) **Tab**1.Title of 2. Transaction Date 2A. Deemed Security (Month/Day/Year) Execution Date, if

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

3. 4. Securities 5. Amount of 6. Ownership 7. Nature

Disposed of (D)

(Instr. 3, 4 and 5)

TransactionAcquired (A) or

5. Amount of Securities
Beneficially
Owned

6. Ownership 7. Nature of Form: Direct Indirect (D) or Beneficial Indirect (I) Ownership

(Instr. 4)

(9-02)

(A)

Transaction(s) (Instr. 3 and 4)

Following

Reported

(Month/Day/Year)

Code V Amount (D) Price

354 (1) I By 401(K) Plan

(Instr. 4)

Common Stock, Par

(Instr. 3)

Value \$.01

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

ion of SEC 1474

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red. Disposed of, or Beneficially Owner

Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

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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. Transactic Code (Instr. 8)	5. onNumber of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5)	6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and of Underlyin Securities (Instr. 3 and	ng	8. Price of Derivative Security (Instr. 5)
				Code V	(A) (D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares	
Phantom Stock Units	\$ 0 (2)	02/27/2009		A	4 (3)	<u>(4)</u>	<u>(4)</u>	common stock	4	\$ 26.9557

Reporting Owners

Reporting Owner Name / Address Relationships

Director 10% Owner Officer Other

Hague Donald R. C/O HOME PROPERTIES, INC. 850 CLINTON SQUARE ROCHESTER, NY 14604

Senior Vice President

Signatures

/s/ Donald Hague, By Ann M. McCormick, attorney-in-fact

03/03/2009

Date

**Signature of Reporting Person

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).
- Since the date of the Reporting Person's last report on Form 4 on December 15, 2008, Reporting Person's 401(K) Plan was credited with 59 additional shares. The amount accurately reflects the number of shares in the Reporting Person's 401(K) account as of the date of this report.
- (2) Converts to common stock on a one-for-one basis.
- (3) Represents phantom stock issued to the Reporting Person's account pursuant to the dividend reinvestment feature of the Issuer's Deferred Bonus Plan.
- (4) The Reporting Person will be paid in the form of the Issuer's common stock following the 3rd, 5th or 10th anniversary of the deferral depending on the election of the Reporting Person.

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.

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