

WEST VIRGINIA CODE: §44D-4-414

§44D-4-414. Modification or termination of uneconomic trust.

- (a) After notice to the qualified beneficiaries, the trustee of a trust consisting of a noncharitable trust property having a total value less than \$200,000 may terminate the trust, without the necessity of court approval, if the trustee concludes that the value of the trust property is insufficient to justify the cost of administration.
- (b) The court may modify or terminate a trust or remove the trustee and appoint a different trustee if it determines that the value of the trust property is insufficient to justify the cost of administration.
- (c) Upon termination of a trust under this section, the trustee shall distribute the trust property in a manner consistent with the purposes of the trust.
- (d) This section does not apply to an easement for conservation or preservation.