

4.1.7

9a (משנה ב') → 9b (וימצא תשע)

I. בדיקה-apres: משנה ב'

a. *No need*: to be concerned that a rat has brought חמץ into the house

i. *Reasoning*: reduction ad omnum

ii. *Implication*: if you *do* see a rat carrying חמץ in, new בדיקה necessary

1. *Challenge*: אהלות יח: – residences of נכרים – if they've lived there for more than 40 days – are טומאה

a) *Reason*: they may have had a נפל, which generates טומאת אהל דרבנן

b) *But*: in an area where rats are found, no חשש – they certainly have eaten it

2. *Answer1* (רב זכיד): they will entirely devour meat (נפל), but not bread

3. *Answer2* (רבא): אין ספק מוציא מידי וודאי

a) *In our case*: we've certainly seen the חמץ – only ספק that the rat ate it

b) *In אהלות*: we haven't seen a נפל – (no וודאי)

c) *Challenges*: to רבא's dictum – אין ספק מוציא מידי וודאי

i. *Challenge1*: ברייתא – if a חבר dies, all fruit in his possession is considered מתוקן

1. *Assumptions*: it was וודאי טבל and he *may* have tithed

2. *Correction1*: he certainly took תר"מ, based on חזקה – חזקה מתוקן – שאינו מתחת ידו דבר שאינו מתוקן

3. *Correction2*: perhaps the fruit was פטור (e.g. he used הערמה to bring it in the house)

ii. *Challenge2*: story of maid of a "tough guy" who threw her נפל in a pit

1. *Then*: they sent a כהן to check if it was M or F (for טומאה וטהרה) –

2. *And*: he was declared to be טהור since rats and animals are there

3. *Assumptions*: there certainly was a נפל there; only ספק it was dragged off (כהן didn't see it)

4. *Correction1*: perhaps there was no נפל (she had thrown something in the pit)

5. *Correction2*: animals *certainly* drag it off – they *may* eat it

II. Analysis of משנה ב' part 2 – the explication (no concern...)

a. *Challenge*: from משנה ג' – that we hide found חמץ (for the next morning) – to keep rats from dragging it off

i. *Answer1* (אביי): our משנה is before 14th; rats "know" that there's plenty of חמץ to be found → they won't hoard it

1. *משנה ג'*: explicitly references יד, when rats "know" that there's no חמץ to be found, they'll hoard it

2. *Challenge* (רבא): rats aren't prophets – they don't know the calendar

ii. *Answer2* (רבא): hide it so that a rat doesn't take it out in our presence, necessitating a new בדיקה

1. *ברייתא*: supports רבא

iii. *Answer3* (רבי מרי): precaution against finding less than the "found" number (the amount put out before)