

21.9.3

105a (משנה ה') → 105b (תיקו)

1. ובעתים ההם רבים יעמדו על מלך הנגב ובני פריצי עמך ינשאו להעמיד חזון ונקשלו: דניאל פרק יא פסוק יד  
 2. והוליד בן פריץ שפך דם ועשה אה מאחד מאלה: יחזקאל פרק יח פסוק י

## I 'משנה ה': an unsuccessful field

- a If: the אריס doesn't want to work the field anymore as it isn't producing, but it can produce enough for one כרי, he is obligated to continue working it
- i Reason: that's the wording of שטר אריסות ("I will plow, plant, harvest, bale, thresh etc.")
  - ii Dissent (ר' יהודה): this isn't a שעור (no ratio); rather, if it makes enough to seed for next season, must work
- b Analysis of שעור: enough to make a כרי
- i ר' יוסי בר חנינא : enough to stand up the threshing shovel
    - 1 Question: what if it protrudes on both sides
    - 2 Answer: the "receiver" of the shovel doesn't see the sun
  - ii סאין 3 לוי
  - iii סאה 2 דבי ר' ינאי – (excluding the expenses involved; i.e. 2 סאה of profit)

## II Tangent: other areas of הלכה where similar disputes re: שיעורים appear

- a ט"ו"א ב"ה disagree – "poor" olives (lit. "wicked" olives, as per vv.1-2) – ש"ש maintain have
- i שיעור of oil per beam of pressing; ר' ינאי – 4 קבין – ר"א: שיעור
    - 1 Note: no disagreement; if they press 1 כור of olives or if they press 3 כור
- b if a זב and טהור go up a weak tree or weak branch together – טמא becomes טהור – (זב he's moved by)
- i שיעור
    - 1 Tree: if the root isn't big enough to carve out a רובע בית
    - 2 Branch: if it can be enclosed in a fist
- c if he walks on weak stones (which move) or a weak person or animal – טמא
- i שיעור
    - 1 Weak person: if you ride on him and his knees touch
    - 2 Weak animal: if riding on him causes defecation
- d Addition: for תפילין ותפילין – 4 קבין
- i תפילה: if one is saying תפילה and he has a load of more than 4 קבין, must put it down; else, he can throw it over his back
  - ii תפילין: if someone is carrying a load of 4 קבין on his head and his תפילין are getting crushed, אסור
    - 1 Tangent: if someone is carrying manure on his head, he should tie his תש"ר on his arm (מקום תפילין)
      - (a) But not: around his hips or on the side of his head (בזיון)
      - (b) Dissent: if someone is carrying manure on his head, he should tie his תש"ר on his arm – even smallest coin of פומדיתא

## III Analysis of ר' יהודה's dissent:

- a שיעור (enough to resow):
- i ג' אמי (in name of יוחנן) – 4 סאה of seed per כור
  - ii ג' אמי (on his own): 8 סאה per כור
    - 1 Explanation: in ר' יוחנן's time, land was fertile
- b Associated ruling (פאה ה: א): if the wind spread the sheaves (and the poor are deprived of לקט)
- i ת"ק: we estimate how much it could've produced and give to עניים
  - ii בכדי נפילה: we give נפילה 4 שעור
    - 1 כור per קבין 4 שעור
      - (a) Question: is that a sown כור or a harvested כור?
      - (i) Answer: sown כור
      - (b) Question: sown by hand or by oxen? תיקו