

31.6.2

38a → 39a (תורה ברא דשיפתיה) (משנה ב)



- I ב מומים of the eye which are considered valid
- a *The eyelid*: that has a hole, has some piece missing or is cut
 - b *The eye*: that has a stain (דק) a תבלול or עצב or חלזון-נחש (רש"י – diseases; רמב"ם – growths)
 - i *תבלול*: white (line/streak) that cuts through the iris into the pupil (cyst of iris)
 - 1 *However*: if there is a black line/streak that cuts through (coloboma of iris) – not a מום
 - (a) *Note*: this is per יוסי ר' – following v. 1 – interprets that the iris is not called “eye”, but “fat of the eye”
 - (b) *Contra*: ר"מ, who sees both black → white and white → black as תבלול = confuses (מבלבל) the eyes
 - c *ברייתא*: if the דק (stain) is embedded – מום; if floating – not a מום
 - i *Challenge*: we have a ברייתא that reads the inverse
 - ii *Proposed answer*: one is in the pupil, one in the iris
 - 1 *Block*: we learned that there are no מומים in the iris
 - iii *Answer*: one is a white stain, the other a black stain
 - 1 *Per*: ר' יאשיה דמן אושא (as told to רבב"ח) – embedded black stain = מום; floating – not a מום; inverse with white
 - d *Story (supporting read of חלזון נחש as one מום)*: ר' יוחנן בן אלעזר ר' יוסי בן לקוניא showed an instance of חלזון-נחש
 - i *background*: he was showing him in order to allow it to be slaughtered
 - 1 *and*: even though a man may not inspect מומים of his own animals, he may use them to instruct his students (and show them as examples) and then the students may issue the confirmation
 - 2 *challenge*: such פסקי הלכה must be issued before the practical case comes to the חכם – else it is invalid
 - (a) *answer*: in this case, he had issued the ruling beforehand and then found the example in his own flock
- II ג מומים more מומים in eyes which justify שחיטת בכור (and, by extension, פדיון קדשים)
- a *חווור*: white drops in eyes or a steady flow of liquid from eyes
 - b *Inspection*: must last at least 80 days and (per רחב"א) must be checked 3 times during 80 days (at even intervals)
 - c *Therapy*: for tearing eyes – must eat moist grass followed by dry grass (hay)
 - i *Not*: eating moist & dry together (rain-fed or irrigated fields) or dry then moist – none of these are therapeutic
 - d *Attribution*: ברייתא ר' יהודה, per ר' יהודה:
 - i *ברייתא*: ר"מ חווור is 40 days; constant dripping – 80 days
 - 1 *יהודה*: חווור is 80 days
 - 2 *And (after correction)*: must eat moist, then dry from rain-fed field; if reverse order or irrigated – no מום
 - 3 *And*: must eat over the course of 3 months
 - (a) *Challenge*: רב"א – moist grass is אדר וניסן, dry is אלול ותשרי
 - (b) *Answer*: רב"א really said that moist is אדר and ½ ניסן; dry is אלול and ½ תשרי (sum=3 months)
 - 4 *Question*: must the moist be eaten during moist season and dry during dry season?
 - (a) *Proposed answer*: רב"א (quoting בר אשיאן) – moist during אדר וניסן, dry during אלול ותשרי
 - (b) *Block*: perhaps he meant - the fruit of אדר וניסן – but eaten whenever
 - 5 *Question*: how much must he be fed (for this to be a legitimate therapy → test of מום)?
 - (a) *Answer*: ר' יוחנן גרוגרת:
 - (i) *תיקו* (to all) in דבא: they asked if this is at the 1st meal of the day or at every feeding time?
 1. *If*: at first meal – before eating (when it certainly helps like a drug) or afterwards?
 2. *And*: before or after drinking (water)? – beforehand certainly helps like eating barley (flush)
 3. *And*: what if it is tied down? If loose, certainly works
 4. *And*: what if alone? If with other animals, certainly will help
 5. *And*: what if out in city? If in field, certainly works
 - a. *אשי*: even if field works, what about a garden near city?
 - 6 *Question posed to שמואל*: what if he doesn't heal with this therapy – is the מום now retroactive?
 - (a) *Practical difference*: is there מעילה on the כספי פדיון used back then?
 - (b) *שמואל*: couldn't answer – applied v. 2
- III ד מומים if the nostrils or moustache are pierced, missing a piece or cut – מום which justifies שחיטה
- a *ברייתא*: if the nostrils are cut open to each other; if hole is outside – מום; if inside – not a מום