Bechoros – Simanim
פרק ט – מעשר בהמה

Daf 60 – דף ס

1. If one misnumbered the ninth, tenth, and eleventh animals

The next Mishnah states: קרא לתשיעי עשירי ולעשירי תשיעי ולאחד עשר עשירי – if *one called the ninth* animal which exited the pen *"tenth," and* called *the tenth one "ninth," and the eleventh one "tenth,"* שלשתן מקודשין – *the three of them are sanctified*, but with different *halachos*: the ninth may not be sacrificed, but may be eaten after developing a מום. The true tenth is full-fledged *maaser*, and the eleventh is offered as a *shelamim*. Rebbe Meir says the eleventh animal can produce a תמורה, i.e., if one substitutes another animal for it, it also becomes a *shelamim*. Rebbe Yehudah argues: וכי יש תמורה עושה תמורה – *is there any temurah that can produce* another *temurah?* He interprets the eleventh animal's *kedushah* as a "*temurah*" of the tenth, which cannot produce another *temurah*. They replied in Rebbe Meir's name that the eleventh <u>cannot</u> be a *temurah*: אילו היה תמורה לא היה קרב – *had it been a temurah, it would not be offered*, because the *temurah* of *maaser* is not offered. Rather, it is an ordinary *shelamim*, and can produce a *temurah*. If one called the ninth, tenth, and eleventh animals "עשירי", the eleventh does <u>not</u> become sanctified, because the rule is: כל שלא נעקר שם עשירי ממנו – *wherever the designation as "tenth" was not uprooted* [from the true tenth], אין אחד עשר מקודש – *the eleventh is not sanctified*.

2. One who counted his animals in pairs

Rebbe Yochanan said: מנאן זוגות זוגות – if *one counted* [his animals] *in pairs*, or in hundreds, i.e., after two (or a hundred) animals passed under the staff, he counted them as "one," and continued until he counted "ten," עשירי [למנין] הוא קדוש – *the tenth according to the count is sanctified* as *maaser*. Amoraim debate which "tenth" Rebbe Yochanan meant: Rav Mari said למנין שלו הוא קדוש – [the tenth] *is sanctified according to his own count*, i.e., every tenth pair, or every tenth group of a hundred, is *maaser*. Rav Kahana says למנין בהמות הוא קדוש – [the tenth] *is sanctified according to the* true *count of the animals*, i.e., every tenth animal which exited the pen is sanctified, and the owner's count is disregarded. A Baraisa teaches that if one counted למפרע – *backwards* from ten to one, the tenth to leave (which he called "one") is *maaser*. Although Rav Mari says we follow the owner's count, Rava answers that in the Persian method of counting, they call ten "one," so this is a legitimate designation of "tenth."

3. Two animals exited simultaneously as ninth, or as tenth

Rava said: יצאו שנים בתשיעי – if *two* animals *exited* simultaneously *as ninth*, then if he called them "ninth," עשירי וחולין מעורבין זה בזה – then they are a sanctified *tenth and* an animal of *chullin which are mixed*; the tenth is *maaser* automatically, and the ninth remains *chullin*, since he called it "ninth." If he called them "עשירי", then they are a sanctified *maaser* and sanctified ninth mixed together, according to the Mishnah's law of a misnumbered ninth. If two animals exited simultaneously as <u>tenth</u>, then if he called them "tenth," they are a *maaser* and sanctified eleventh mixed together. If he called them "eleventh," they are a *maaser* and *chullin* mixed together. This case teaches that although an eleventh animal is only sanctified if the designation of the tenth was נעקר – *uprooted* (i.e., he called it "ninth"), כל בת אחת תרווייהו קא קדשי – *wherever they were* designated as "tenth" *simultaneously, they are both sanctified,* ואף על גב דלא נעקר שם עשירי הימנו – *even though the designation as "tenth" was not uprooted [from the true tenth]*.

***Siman* – Smiley Face Stickers**

The shepherd using **smiley face stickers to mark the tenth animal, who miscounted the ninth, tenth and eleventh animals** because he got confused by **the shepherd next to him using sets of smiley face stickers counting in pairs**, was surprised when **another shepherd yelled tenth and slapped one big sticker on two sheep leaving the pen at the same time, making both of them *kodesh* as a tenth and eleventh.**

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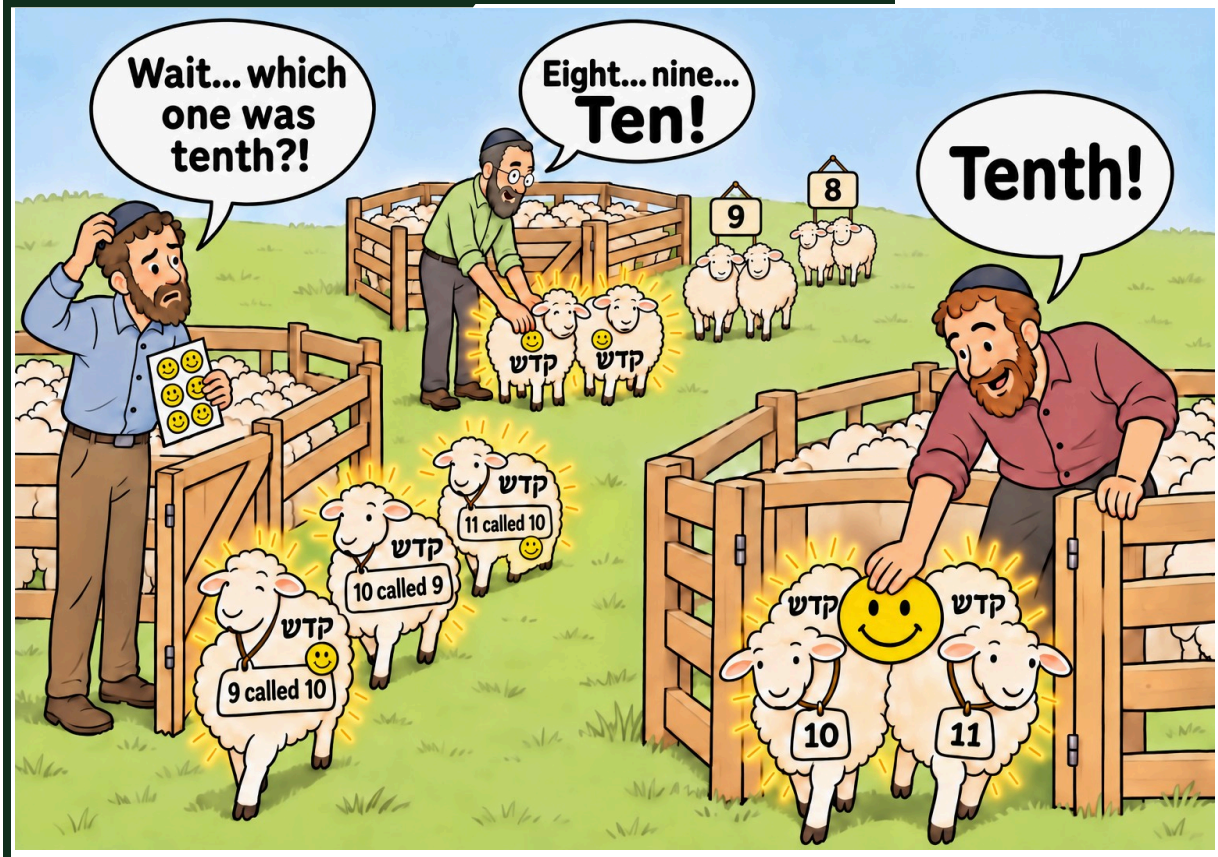
Smiley Face Stickers



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3 things to remember

1. **If one misnumbered the ninth, tenth, and eleventh animals**
2. **One who counted his animals in pairs**
3. **Two animals exited simultaneously as ninth, or as tenth**

