

Menachos 71

R' Mordechai Torczyner – torczyner@torontotorah.com

71a

Gemara: How do we know that the עומר permits that which was השריש?

- #1 – The עומר is אביב (אביב קלוי באש גרש כרמל), permitting that which is not yet אביב
- #2 – The עומר is קמה בקמה, מהחל חרמש בקמה, permitting that which is not yet ready for cutting
- #3 – The עומר is קמה, permitting that which his not yet קמה
- #4 - From אשר תזרע regarding Shavuos, the Omer permits that which is at אשר תזרע and still בשדה

Mishnah: Harvesting pre-Omer

- One may cut from בית השלחין, but one may not pile it¹
 - The people of Yericho piled it, and the Chachamim did not protest
- Heterim for cutting – Fodder for animals; Other plants;² Make room for mourners or Torah study
- Bringing the Omer - קצירה לשמה; moist; cut at night; overrides Shabbos

Gemara: How do I know the rule of not harvesting before the Omer?

- וקצרתם את קצירה והבאתם את עומר ראשית קצירכם
 - May harvest from a place which is not suitable for עומר
 - The prohibition includes מינים which are not suitable for עומר, as we saw from לחם-לחם to מצה
- Is קצירה on the list. or not?
- The chachamim did not approve of any of the 6³
- You have R' Yehudah (who is the one who discusses מיהו) saying the חכמים were okay with קצירה, just not גדישה, but R' Yehudah includes קצירה in list of things they didn't like at all! That doesn't belong on his list.

Gemara: (71b) When does cutting count as harvesting, and when does it not count as harvesting?

Note: If an act of cutting is called harvesting, then:

- It may not be done before the Omer
- It does not interrupt a field for Peah

Is this an act of harvesting?			
(3) Natural disasters	(2) For animals	(1) שחת	
Yes, if you don't plow (Gemara – If 1/3)		No (Gemara – Only if less than 1/3)	R' Meir
	No if less than 1/3 Yes if 1/3		R' Yehudah
	No		R' Shimon
	No if less than 1/3	No if less than 1/3	R' Akiva

¹ Because it's not suitable for the Omer, or because of potential loss? (Rashi here and 68a, and Tosafot 68a)

² Preventing damage, or preventing kilayim (Rashi)

³ What was the problem with שמע על שמעין? (Pesachim 56a, Shem miShemuel Parshas Shoftim)