

# TIME 4 MISHNA

## key terms

### כתובות

#### Rules:

- ברי ושמוא ברא עדיף** - A certain claim is stronger than an uncertain claim
- חזקה** - The status of an item or person is assumed to remain the same as it has been until proven otherwise
- מיגו** - When one makes a claim which isn't as advantageous for himself as another potential claim which he could have made then he is believed
- המוציא מחבירו עליו הראיה** - One who wishes to take money from somebody else can only do so if he proves that he is entitled to it
- רוב** - Following the majority
- הפה שאסור הוא הפה שהתיר** - If somebody makes a statement which puts him into a potentially liable position and follows it immediately with a statement which exempts him, he is believed since he could have said nothing
- קים ליה בדרבה מיניה** - One who performs one act for which there are 2 potential punishments doesn't receive the less severe punishment
- מודה בקנס פטור** - One who confesses to owing a fine is exempt from paying it
- מצוה לקיים דברי המת** - It is a מצוה to fulfil the words of a man who has died
- כאן נמצאו, כאן היו** - A woman's wounds are assumed to have begun and always been in the domain which she is currently in
- כל המתנה על מה שכתוב בתורה, תנאו בטל** - A condition which goes against the תורה is invalid

#### Concepts and terms:

- בתולה** - A woman who has never had relations
- מכת עץ** - A woman who lost her features of being a בתולה due to an injury
- ארוסה** - A woman who has received קידושין
- מקח טעות** - An acquisition which is based on misinformation and therefore invalid
- טענת בתולים** - When a husband claims that the woman who he thought was a בתולה isn't and that she isn't entitled to a כתבה since if she had relations before the מקח טעות then it's a טעות
- קיום שטרות** - When the signatures on a document are verified
- חלל** - A disqualified כהן who was born or descended from somebody who was born from a forbidden marriage of a כהן

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- **אונס** - Forcing a woman to have relations
- **מפתה** - Seducing a woman to have relations
- **קטנה** - A girl under the age of 12
- **נערה** - A girl who is between 12-12½ years old
- **בוגרת** - A fully-matured girl over the age of 12½
- **קנס** - Fine
- **בשת** - Embarrassment
- **פגם** - Decrease in market-value
- **צער** - Pain
- **ריפוי** - Healing / doctor's fees
- **שבת** - Compensation for unemployment

**ממזר(ת)** - Child born from illegal relations

**מעשה ידים** - That which she makes and earns

**מוציא שם רע** - When one brings false witnesses to testify that his wife who is a **נערה בתולה** had relations with another man after receiving **קידושין** from him

**פירות** - The products and benefits [of one's wife's property]

**אחריות נכסים** - A hold on somebody's property that allows them to collect the money owed to them from it, even once it has been sold

**נדוניה** - Dowry

**כתבת בנין דכרין** - One of the conditions written in the **כתבה**, which states that her **כתבה** money and property which her husband inherits from her shall be inherited when he dies only by his sons which he had with her

**תוספת כתבה** - Additional amount of the **כתבה** above the 100 or 200 **זוז**

**נדה** - A woman who is periodically **טמא**

**שומרת יבם** - A woman whose husband has died without children and she is awaiting his brother to marry her and has a weak marital connection with him

**הקדש** - **בית המקדש** property

**דבר שלא בא לעולם** - Something which doesn't yet exist or belong to him

**עונה** - Fixed frequency that one must have relations with his wife

- **שליש מלבר** - An amount which once added on is 1/3 of the total, i.e. a half
- **חמש מלבר** - An amount which once added on is 1/5 of the total, i.e. a quarter

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- **דת משה** - When a woman causes her husband to violate **עבירות**
- **דת יהודית** - Practices of Jewish women to preserve their modesty
- **נכסי מלוג** - Property which belongs to a woman from which her husband may benefit
- **נכסי צאן ברזל** - Property which a woman brings into a marriage and is considered to be the property of her husband

**גלגול שבועה** - The ability of one who has sufficient reason to force somebody to swear about one thing to force them to swear about other things too

**פרוזבול** - A document which prevents one's loans being cancelled by **שמיטה**

**אגרת בקרת** - When a sale made by **בית דין** is publicised and the property is evaluated by multiple people

**מיאון** - When a girl under the age of **בת מצוה** gets married on a **מדרבנן** level after her father died and she takes the option of dissolving the marriage

**שניה לעריות** - One's relative who he is forbidden to marry **מדרבנן**

**אילונית** - A woman who is unable to have children

**מודה במקצת הטענה** - When one admits to part of somebody's claim that he owes him something and he is therefore obligated **מדאורייתא** to swear that he doesn't owe the rest