Why does he call it a derivative of Regel – אמאי 1 קרי לה תולדה דרגל

OVERVIEW

The גמרא asks (according to צרורות why is צרורות considered a הולדה of דגל (since it pays only a הצי נזק. It would seem that the גמרא is asking that it should rather be considered a קרן of קרן. Our תוספות negates this interpretation, and offers an alternate explanation of the question אמאי קרי לה תולדה דרגל.

תוספות anticipates a difficulty:

− 2אף על גב דדמי לרגל

Even though it is seemingly understood why ארורות is considered a תולדה דרגל, for it is similar in its characteristics to דגל; why therefore does the ממרא ask, 'why is called a 'ותולדה דרגל!?!

responds that nevertheless -

כיון שדינה חלוק⁴ היה לו לקרות לה שם בפני עצמה:

Since its laws are different than רגל, it should have been called by an independent name; not a תולדה. ⁵

SUMMARY

The question of צרורות is that צרורות should be called by an independent name.

THINKING IT OVER

Is the classification of a מזיק more contingent on its characteristics, or on its laws?

¹ See אמ"ה that this is referring to the second אמאי (concerning רבא; not the אמ"ה regarding ר"ם). This lessens somewhat the difficulty in the reverse order of the two תוספות ד"ה לפוטרו.

² See תפארת שמואל who interprets this to mean that צרורות is זיקן מצוי just like רגל (and is different from קרן).

³ It is more similar to אמ"ה. See אמ"ה. See אמ"ה.

⁴ It pays a חצי נזק (and perhaps only מגופו).

⁵ The גמרא, however, never entertained the thought that צרורות should be a קרן.